



----- FISCAL YEAR 2004 ----- FISCAL YEAR 2005 -----

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01 GENERAL GOVERNMENT
 05 DEPARTMENT OF STATE
 02 ELECTIONS DIVISION
 01 ADMINISTRATION

20 CURRENT EXPENSES
 22 RENT/LEASES OTHER THAN STATE
 52 PERSONAL SERVICE-TEMP/APPOINTEE
 60 BENEFIT
 70 IN-STATE TRAVEL
 80 OUT-OF STATE TRAVEL
 90 FINANCIAL REPORTING
 91 TRAINING

292,540
 7,000
 40,000
 3,060
 500
 500
 2,500
 450
 1,200

204,250

347,250

TOTAL
 ESTIMATED SOURCE OF FUNDS FOR
 ADMINISTRATION
 GENERAL FUND
 TOTAL

204,250
204,250347,250
347,250

THE FUNDS IN PAU 01-05-02-01 SHALL NOT BE
 THE FUNDS IN PAU 01-05-02-01 SHALL NOT BE
 TRANSFERRED OR EXPENDED FOR ANY OTHER PURPOSE
 AND SHALL NOT LAPSE UNTIL JUNE 30, 2005.

01 GENERAL GOVERNMENT
 05 DEPARTMENT OF STATE
 02 ELECTIONS DIVISION
 02 ELECTION FUND

13 SALARY-ASSISTANT SECRETARIES
 49 TRANSFERS TO OTHER AGENCIES
 59 PART-TIME - BENEFITTED
 60 BENEFITS
 90 HELP AMERICA VOTE ACT

62,976
 89,620
 14,537
 28,680
 180,500

63,176

68,578

15,234

29,012

87,158

FUNDS BUDGETED SHALL NOT BE TRANSFERRED, AND
 SHALL ONLY BE EXPENDED FOR THE PURPOSE OF
 MEETING THE STATE REQUIREMENT FOR FEDERAL
 FUNDS ALLOCATED TO THE DEPARTMENT PURSUANT TO
 THE HELP AMERICA VOTE ACT OF 2002.

TOTAL
 ESTIMATED SOURCE OF FUNDS FOR
 ELECTION FUND
 07 AGENCY INCOME
 08 AGENCY INCOME

263,158

376,313

85,000
2,15885,000
24,000

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01 GENERAL GOVERNMENT		(CONT.)			
05 DEPARTMENT OF STATE		(CONT.)			
02 ELECTIONS DIVISION		(CONT.)			
02 ELECTION FUND		(CONT.)			
09 AGENCY INCOME					
GENERAL FUND					
TOTAL					
		71,500		176,000	
		195,813		263,158	
		376,313			
TOTAL		723,563		667,408	
ESTIMATED SOURCE OF FUNDS FOR					
ELECTIONS DIVISION					
GENERAL FUND		543,063		380,250	
OTHER FUNDS		180,500		87,158	
TOTAL		723,563		667,408	
01 GENERAL GOVERNMENT					
05 DEPARTMENT OF STATE					
03 LEGISLATIVE SVCS DIVISION					
90 GC MANUAL/ETHICS		20,000		20,000	
91 CANADIAN TRADE COUNCIL		8,000		8,000	
TOTAL		28,000		28,000	
ESTIMATED SOURCE OF FUNDS FOR					
LEGISLATIVE SVCS DIVISION					
GENERAL FUND		28,000		28,000	
TOTAL		28,000		28,000	
01 GENERAL GOVERNMENT					
05 DEPARTMENT OF STATE					
04 CORPORATE ADMINISTRATION					
10 PERSONAL SERVICES - PERMANENT		230,326		236,743	
20 CURRENT EXPENSES		95,900		95,900	
24 MAINT-OTHER THAN BUILD. & GRNDS		20,000		20,000	
26 ORGANIZATIONAL DUES		3,000		3,000	
30 EQUIPMENT NEW/REPLACEMENT		3,000		3,000	
50 PERSONAL SERVICE-TEMP/APPOINTEE		121,370		124,085	
59 PART-TIME - BENEFITTED		425,733		439,522	
60 BENEFITS		252,027		259,748	
90 CONTINUING EDUCATION		3,000		3,000	
91 UCC PAYMENTS TO TOWNS		600,000		600,000	
92 CORP COMPUTER CONVERSION		100,000		100,000	
93 EGOV INITIATIVE		20,000		20,000	
TOTAL		1,674,361		1,705,098	

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01 GENERAL GOVERNMENT (CONT.)
 05 DEPARTMENT OF STATE (CONT.)
 04 CORPORATE ADMINISTRATION (CONT.)

ESTIMATED SOURCE OF FUNDS FOR			
CORPORATE ADMINISTRATION			
05 PRIVATE LOCAL FUNDS		1,674,361	1,705,098
TOTAL		1,674,361	1,705,098
01 GENERAL GOVERNMENT			
05 DEPARTMENT OF STATE			
05 AUCTIONEERS BOARD			
20 CURRENT EXPENSES	7,000		7,000
50 PERSONAL SERVICE - TEMP/APPOINTEE	25,503		25,503
60 BENEFITS	1,251		1,251
80 OUT-OF STATE TRAVEL	500		500
90 CONT ED & INVESTIGATIONS	4,500		4,500
TOTAL		39,454	39,454
ESTIMATED SOURCE OF FUNDS FOR			
AUCTIONEERS BOARD		39,454	39,454
GENERAL FUND		39,454	39,454
TOTAL			

ESTABLISHMENT OF FEES BY BOARDS, & COMMISSIONS.
 ALL BOARDS AND COMMISSIONS WHICH HAVE NOT
 ALREADY ESTABLISHED FEES FOR EXAMINATION
 APPLICANTS, APPLICANTS OR A LICENSE OR
 REGISTRATION, A PUBLICATION WHICH THEY SELL, OR
 ANY OTHER PROGRAM FOR WHICH THEY ARE SPECIFIC-
 ALLY AUTHORIZED TO CHARGE A FEE SHALL ADOPT
 RULES UNDER RSA 552-A RELATIVE TO FEES FOR SUCH
 PROGRAMS. SUCH FEES SHALL RECOVER, ON AN
 ANNUAL BASIS, THE FULL COST OF THE
 PROGRAM INCLUDING THE COST OF SUPPORT AND
 ADMINISTRATIVE SERVICES PROVIDED BY OTHER
 AGENCIES, OR 12% OF THE DIRECT COST OF THE
 BOARD OR COMMISSION RELATING TO THE PROGRAM,
 WHICHEVER IS GREATER. A BOARD OR COMMISSION
 WHICH ESTABLISHES FEES FOR EXAMINATION
 APPLICANTS MAY EXPEND SUCH FUNDS FOR EXAMINA-
 TIONS, RELATED SERVICES, OR SUPPLIES, AS
 NEEDED, BUT NOT TO EXCEED THE DIRECT COST OF
 THE EXAMINATION.

----- FISCAL YEAR 2004 -----		----- FISCAL YEAR 2005 -----	
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01 GENERAL GOVERNMENT			
05 DEPARTMENT OF STATE			
06 RECORDS MGMT. & ARCHIVES			
01 RECORDS MGMT. & ARCHIVES ADMIN			
10 PERSONAL SERVICES - PERMANENT	135,746	139,373	
11 SALARY OF STATE ARCHIVIST	67,379	67,579	
20 CURRENT EXPENSES	20,000	20,000	
22 RENT/LEASES OTHER THAN STATE	1,500	1,500	
24 MAINT. OTHER THAN BUILD. & GRNDS	1,500	1,500	
30 EQUIPMENT NEW/REPLACEMENT	8,000	8,000	
50 PERSONAL SERVICE-TEMP/APPOINTE	41,000	41,000	
60 BENEFITS	78,293	79,709	
80 OUT-OF STATE TRAVEL	1,500	1,500	
90 MUNICIPAL RECORDS BOARD	100	100	
91 HISTORICAL RECORDS ADVISORY BD	100	100	
TOTAL	355,118	360,361	
ESTIMATED SOURCE OF FUNDS FOR			
RECORDS MGMT. & ARCHIVES ADMIN			
GENERAL FUND			
TOTAL	355,118	360,361	
01 GENERAL GOVERNMENT			
05 DEPARTMENT OF STATE			
06 RECORDS MGMT. & ARCHIVES			
02 SHRAE ADMIN SUPPORT PROGRAM			
D			
41 AUDIT FUND SET ASIDE	15	15	
50 PERSONAL SERVICE-TEMP/APPOINTE	11,000	11,000	
60 BENEFITS	842	842	
90 ARCHIVAL EDUCATION EXPENSES	3,143	3,143	
TOTAL	15,000	15,000	
ESTIMATED SOURCE OF FUNDS FOR			
SHRAE ADMIN SUPPORT PROGRAM			
00 FEDERAL FUNDS			
TOTAL	15,000	15,000	
TOTAL	370,118	375,361	
ESTIMATED SOURCE OF FUNDS FOR			
RECORDS MGMT. & ARCHIVES			
FEDERAL FUNDS			
GENERAL FUND			
TOTAL	15,000	15,000	
TOTAL	355,118	360,361	
TOTAL	370,118	375,361	

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01 GENERAL GOVERNMENT				(CONT.)	
05 DEPARTMENT OF STATE				(CONT.)	
07 SECURITIES REGULATION				(CONT.)	
03 SECURITIES EDUCATION				(CONT.)	
90 INVESTOR EDUCATION				5,000	5,000
TOTAL				142,177	148,452
ESTIMATED SOURCE OF FUNDS FOR					
SECURITIES EDUCATION					
09 AGENCY INCOME				142,177	148,452
TOTAL				142,177	148,452
931,467					
TOTAL				907,551	931,467
ESTIMATED SOURCE OF FUNDS FOR					
SECURITIES REGULATION					
OTHER FUNDS					
TOTAL				907,551	931,467
931,467					
01 GENERAL GOVERNMENT					
05 DEPARTMENT OF STATE					
08 WORKER'S COMPENSATION					
90 WORKER'S COMPENSATION				3,270	3,270
TOTAL				3,270	3,270
ESTIMATED SOURCE OF FUNDS FOR					
WORKER'S COMPENSATION					
GENERAL FUND					
TOTAL				3,270	3,270
3,270					
01 GENERAL GOVERNMENT					
05 DEPARTMENT OF STATE					
09 VITAL RECORDS					
01 VITAL RECORDS BUREAU					
10 PERSONAL SERVICES - PERMANENT				260,147	268,629
20 CURRENT EXPENSES				55,733	55,880
26 ORGANIZATIONAL DUES				1,860	1,860
28				55,887	55,887
30 EQUIPMENT NEW/REPLACEMENT				1,635	1,635
41 AUDIT FUND SET ASIDE				179	183
42 ADDITIONAL FRINGE BENEFITS				13,527	13,969
50 PERSONAL SERVICE-TEMP/APPOINTEE				62,985	64,507
59 PART-TIME - BENEFITTED				33,053	34,515
60 BENEFITS				113,302	117,099
70 IN-STATE TRAVEL				500	600
80 OUT-OF STATE TRAVEL				3,000	3,000

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(CONT.)						
01 GENERAL GOVERNMENT						
05 DEPARTMENT OF STATE						
09 VITAL RECORDS						
01 VITAL RECORDS BUREAU						
(CONT.)						
93 EDR CONTRACTS			250,000	10,000		
95 MOVING EXPENSES						
TOTAL			851,808		627,764	
ESTIMATED SOURCE OF FUNDS FOR						
VITAL RECORDS BUREAU						
00 FEDERAL FUNDS						
05 AGENCY INCOME						
06 AGENCY INCOME						
GENERAL FUND						
TOTAL					183,830	
			429,352		20,000	
			150,000		150,000	
			252,456		273,934	
			851,808		627,764	
01 GENERAL GOVERNMENT						
05 DEPARTMENT OF STATE						
09 VITAL RECORDS						
02 VITAL RECORDS IMPROVEMENT FUND						
10 PERSONAL SERVICES - PERMANENT						
18 OVERTIME						
20 CURRENT EXPENSES						
30 EQUIPMENT NEW/REPLACEMENT						
59 PART-TIME - BENEFITTED						
60 BENEFITS						
70 IN-STATE TRAVEL						
80 OUT-OF STATE TRAVEL						
92 VITAL REC PRESERVATION						
TOTAL			790,231		780,384	
ESTIMATED SOURCE OF FUNDS FOR						
VITAL RECORDS IMPROVEMENT FUND						
03 REVOLVING FUNDS						
TOTAL			790,231		780,384	
			790,231		780,384	
TOTAL						
ESTIMATED SOURCE OF FUNDS FOR						
VITAL RECORDS						
FEDERAL FUNDS						
GENERAL FUND						
OTHER FUNDS						
TOTAL			1,642,039	1,408,148	183,830	
			429,352		273,934	
			252,456		950,384	
			960,231		1,408,148	
			1,642,039			
TOTAL						
ESTIMATED SOURCE OF FUNDS FOR						
DEPARTMENT OF STATE						
TOTAL			6,160,787		5,767,470	

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01 GENERAL GOVERNMENT				(CONT.)	
05 DEPARTMENT OF STATE				(CONT.)	
				(CONT.)	
FEDERAL FUNDS				444,352	198,830
GENERAL FUND				1,954,172	1,875,955
OTHER FUNDS				3,762,263	3,762,685
TOTAL				6,160,787	5,767,470
01 GENERAL GOVERNMENT					
06 DEPT OF CULTURAL RESOURCES					
01 OFFICE OF COMMISSIONER					
01 ADMINISTRATION & SUPPORT					
10 PERSONAL SERVICES - PERMANENT				111,796	116,082
11 SALARY OF COMMISSIONER				84,432	84,432
20 CURRENT EXPENSES				3,120	3,244
26 ORGANIZATIONAL DUES				1,250	1,250
30 EQUIPMENT NEW/REPLACEMENT				1,300	1,300
60 BENEFITS				72,605	74,000
70 IN-STATE TRAVEL				1,500	1,500
80 OUT-OF STATE TRAVEL				1,500	1,500
90 FRANCO-AMERICAN PROGRAM				5,000	5,000
91 CONSERVATION TRUST FND EXPENSE				104,500	104,500
93 IT SOLUTIONS				1,000	1,000
FUNDS TO BE EXPENDED PURSUANT TO RSA 261:97-C:1 AND 261:97-C:VII					
TOTAL				388,703	394,698
ESTIMATED SOURCE OF FUNDS FOR					
ADMINISTRATION & SUPPORT				104,500	104,500
08 AGENCY INCOME				284,203	290,198
GENERAL FUND				388,703	394,698
TOTAL					
01 GENERAL GOVERNMENT					
06 DEPT OF CULTURAL RESOURCES					
01 OFFICE OF COMMISSIONER					
02 WORKER'S COMPENSATION					
90 WORKER'S COMPENSATION				20,425	20,425
TOTAL				20,425	20,425
ESTIMATED SOURCE OF FUNDS FOR					
WORKER'S COMPENSATION				20,425	20,425
GENERAL FUND					

----- FISCAL YEAR 2004 -----		----- FISCAL YEAR 2005 -----	
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01 GENERAL GOVERNMENT			
06 DEPT OF CULTURAL RESOURCES			
01 OFFICE OF COMMISSIONER			
02 WORKER'S COMPENSATION			
TOTAL		20,425	20,425
TOTAL		409,128	415,123
ESTIMATED SOURCE OF FUNDS FOR			
OFFICE OF COMMISSIONER			
GENERAL FUND		304,628	310,623
OTHER FUNDS		104,500	104,500
TOTAL		409,128	415,123
01 GENERAL GOVERNMENT			
06 DEPT OF CULTURAL RESOURCES			
02 STATE LIBRARY			
01 CENTRAL LIBRARY SERVICES			
10 PERSONAL SERVICES - PERMANENT			697,401
12 SALARY OF STATE LIBRARIAN			77,256
20 CURRENT EXPENSES			44,125
22 RENTS&LEASES OTHER THAN STATE			6,156
24 MAINT. OTHER THAN BUILD. & GRNDS			3,600
26 ORGANIZATIONAL DUES			1,300
30 EQUIPMENT NEW/REPLACEMENT			420
60 BENEFITS			286,623
70 IN-STATE TRAVEL			1,000
94 BOOKS			150,165
TOTAL		1,230,342	1,268,091
ESTIMATED SOURCE OF FUNDS FOR			
CENTRAL LIBRARY SERVICES			
GENERAL FUND		1,230,342	1,268,091
TOTAL		1,230,342	1,268,091
01 GENERAL GOVERNMENT			
06 DEPT OF CULTURAL RESOURCES			
02 STATE LIBRARY			
02 NH AUTOMATED INFORMATION SYS			
10 PERSONAL SERVICES - PERMANENT			322,065
20 CURRENT EXPENSES			22,456
30 EQUIPMENT NEW/REPLACEMENT			500
60 BENEFITS			119,164
70 IN-STATE TRAVEL			1,000
91 AUTOMATED SYSTEM			80,000
92 DATABASE LICENSING			150,000
TOTAL		678,375	695,165

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01 GENERAL GOVERNMENT					
06 DEPT OF CULTURAL RESOURCES					
02 STATE LIBRARY					
02 NII AUTOMATED INFORMATION SYS					
(CONT.)					
(CONT.)					
(CONT.)					
ESTIMATED SOURCE OF FUNDS FOR					
NII AUTOMATED INFORMATION SYS					
00 FEDERAL FUNDS					
GENERAL FUND					
TOTAL					
			27,923		28,959
			650,452		666,206
			678,375		695,165
01 GENERAL GOVERNMENT					
06 DEPT OF CULTURAL RESOURCES					
02 STATE LIBRARY					
03 STATEWIDE LIBRARY DEVELOPMENT					
10 PERSONAL SERVICES - PERMANENT					
20 CURRENT EXPENSES					
30 EQUIPMENT NEW/REPLACEMENT					
60 BENEFITS					
70 IN-STATE TRAVEL					
90 AID TO CITIES & TOWNS					
TOTAL					
			170,942		176,690
			3,250		3,250
			500		500
			63,249		65,375
			1,000		1,000
			1		1
TOTAL					
			238,942		246,816
ESTIMATED SOURCE OF FUNDS FOR					
STATEWIDE LIBRARY DEVELOPMENT					
00 FEDERAL FUNDS					
GENERAL FUND					
TOTAL					
			131,918		136,226
			107,025		110,590
			238,942		246,816
01 GENERAL GOVERNMENT					
06 DEPT OF CULTURAL RESOURCES					
02 STATE LIBRARY					
04 SVC TO PERSONS W/ DISABILITIES					
10 PERSONAL SERVICES - PERMANENT					
20 CURRENT EXPENSES					
22 RENTS&LEASES OTHER THAN STATE					
30 EQUIPMENT NEW/REPLACEMENT					
60 BENEFITS					
70 IN-STATE TRAVEL					
TOTAL					
			95,297		96,958
			2,295		2,295
			1,200		1,200
			500		500
			35,260		35,874
			750		750
TOTAL					
			135,302		137,577
ESTIMATED SOURCE OF FUNDS FOR					
SVC TO PERSONS W/ DISABILITIES					
GENERAL FUND					
TOTAL					
			135,302		137,577
			135,302		137,577

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01 GENERAL GOVERNMENT			
06 DEPT OF CULTURAL RESOURCES			
02 STATE LIBRARY			
05 FEDERAL LIBRARY PROGRAMS			
10 PERSONAL SERVICES - PERMANENT			
20 CURRENT EXPENSES			
22 RENT/LEASES OTHER THAN STATE			
24 MAINT. OTHER THAN BUILD. & GRDS			
30 ORGANIZATIONAL DUES			
36 ORGANIZATIONAL REPLACEMENT			
40 INDIRECT COSTS			
42 AUDIT FUND SETS ASIDE			
44 ADDITIONAL FRINGE BENEFITS			
46 CONSULTANTS			
49 TRANSFERS TO OTHER STATE AGENCIES			
50 PERSONAL SERVICE-TEMP/APPOINTEE			
60 BENEFITS			
70 IN-STATE TRAVEL			
80 OUT-OF STATE TRAVEL			
99 SPECIAL PROJECTS			
TOTAL		1,055,186	1,068,714
ESTIMATED SOURCE OF FUNDS FOR			
FEDERAL LIBRARY PROGRAMS			
00 FEDERAL FUNDS			
TOTAL		1,055,186	1,068,714
01 GENERAL GOVERNMENT			
06 DEPT OF CULTURAL RESOURCES			
02 STATE LIBRARY			
06 SPECIAL SERVICES			
10 PERSONAL SERVICES - PERMANENT			
20 CURRENT EXPENSES			
22 EQUIPMENT NEW/REPLACEMENT			
42 ADDITIONAL FRINGE BENEFITS			
50 PERSONAL SERVICE-TEMP/APPOINTEE			
60 BENEFITS			
70 IN-STATE TRAVEL			
80 OUT-OF STATE TRAVEL			
90 INFORMATION RESOURCES			
TOTAL		165,025	167,199
ESTIMATED SOURCE OF FUNDS FOR			
SPECIAL SERVICES			
09 AGENCY INCOME			
TOTAL		165,025	167,199

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01 GENERAL GOVERNMENT					
06 DEPT OF CULTURAL RESOURCES					
02 STATE LIBRARY					
07 POLITICAL LIBRARY					
10 PERSONAL SERVICES - PERMANENT			37,674		39,390
20 CURRENT EXPENSES			14,000		14,000
30 EQUIPMENT NEW/REPLACEMENT			6,000		6,000
50 PERSONAL SERVICE-TEMP/APPOINTE			10,450		10,450
60 BENEFITS			14,738		15,573
70 IN-STATE TRAVEL			2,000		2,000
80 OUT-OF STATE TRAVEL			2,000		2,000
90 SPECIAL PROGRAMS			35,000		35,000
TOTAL			121,862		124,213
ESTIMATED SOURCE OF FUNDS FOR					
POLITICAL LIBRARY					
05 PRIVATE LOCAL FUNDS		1	121,862		124,213
TOTAL			121,862		124,213
TOTAL				3,625,034	3,707,775
ESTIMATED SOURCE OF FUNDS FOR					
STATE LIBRARY					
FEDERAL FUNDS			1,215,027		1,253,899
GENERAL FUNDS			2,123,120		2,182,464
OTHER FUNDS			286,887		291,412
TOTAL			3,625,034		3,707,775
01 GENERAL GOVERNMENT					
06 DEPT OF CULTURAL RESOURCES					
03 DIVISION OF THE ARTS					
01 STATE ART FUND					
90 ART ACQUISITION			1		1
91 ADMINISTRATIVE COSTS			1		1
TOTAL			2		2
ESTIMATED SOURCE OF FUNDS FOR					
STATE ART FUND					
GENERAL FUND			2		2
TOTAL			2		2

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01 GENERAL GOVERNMENT			
06 DEPT OF CULTURAL RESOURCES			
03 DIVISION OF THE ARTS			
02 STATE ARTS DEVELOPMENT			
10 PERSONAL SERVICES - PERMANENT			
11 PERSONAL SERVICES-UNCLASSIFIED	179,055	184,149	
20 CURRENT EXPENSES	63,376	63,376	
30 EQUIPMENT NEW/REPLACEMENT	9,477	9,673	
60 BENEFITS	300	300	
70 IN-STATE TRAVEL	89,699	91,584	
80 OUT-OF STATE TRAVEL	4,740	4,740	
92 TRADITIONAL ARTS	400	400	
93 GRANTS	25,000	29,500	
94 ARTISTS IN SCHOOLS	150,000	152,500	
95 COMMUNITY ARTS	45,000	48,000	
96 CULTURAL FACILITIES	56,000	58,500	
TOTAL	50,000	50,000	
ESTIMATED SOURCE OF FUNDS FOR			
STATE ARTS DEVELOPMENT	673,047	692,722	
GENERAL FUND	673,047	692,722	
TOTAL	673,047	692,722	
01 GENERAL GOVERNMENT			
06 DEPT OF CULTURAL RESOURCES			
03 DIVISION OF THE ARTS			
03 FEDERAL ARTS PARTNERSHIP GRANT			
10 PERSONAL SERVICES - PERMANENT			
20 CURRENT EXPENSES	83,371	86,184	
22 RENT/LEASES OTHER THAN STATE	18,000	18,000	
26 ORGANIZATIONAL DUES	45,200	45,200	
30 EQUIPMENT NEW/REPLACEMENT	7,000	7,000	
40 INDIRECT COSTS	5,500	5,500	
41 AUDIT FUND SET ASIDE	6,059	6,059	
42 ADDITIONAL FRINGE BENEFITS	660	691	
50 PERSONAL SERVICE-TEMP/APPOINTEE	5,500	5,500	
60 BENEFITS	2,500	2,500	
70 IN-STATE TRAVEL	31,038	32,079	
80 OUT-OF STATE TRAVEL	5,000	5,000	
91 ARTS IN EDUCATION	10,000	10,000	
92 COMMUNITY/TRADITIONAL ARTS	60,000	60,000	
93 GRANTS & SERVICES	100,000	120,000	
94 CHALLENGE AMERICA	170,000	177,000	
95 WELCOME CENTER	110,000	110,000	
TOTAL	1,500	1,500	
ESTIMATED SOURCE OF FUNDS FOR			
FEDERAL ARTS PARTNERSHIP GRANT	661,320	692,213	
FEDERAL FUNDS	661,320	692,213	
09 AGENCY INCOME	1,500	1,500	
TOTAL	661,320	692,213	

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01 GENERAL GOVERNMENT		
06 DEPT OF CULTURAL RESOURCES		
04 DIV OF HISTORIC PRESERVATION		
02 STATE CURATOR		
10 PERSONAL SERVICES - PERMANENT		
60 BENEFITS	43,889	44,928
70 IN-STATE TRAVEL	16,239	16,623
	500	500
TOTAL		62,051
ESTIMATED SOURCE OF FUNDS FOR		
STATE CURATOR	60,628	
GENERAL FUND	60,628	62,051
TOTAL	60,628	62,051
TOTAL	981,731	990,802
ESTIMATED SOURCE OF FUNDS FOR		
DIV OF HISTORIC PRESERVATION		
FEDERAL FUNDS	575,000	575,000
GENERAL FUND	406,731	415,802
TOTAL	981,731	990,802
TOTAL	6,350,270	6,498,637
ESTIMATED SOURCE OF FUNDS FOR		
DEPT OF CULTURAL RESOURCES		
FEDERAL FUNDS	2,449,855	2,499,612
GENERAL FUND	3,507,528	3,601,613
OTHER FUNDS	392,887	397,412
TOTAL	6,350,270	6,498,637
01 GENERAL GOVERNMENT		
07 DEPT OF REVENUE ADMINISTRATION		
01 OFFICE OF THE COMMISSIONER		
01 ADMINISTRATION		
10 PERSONAL SERVICES - PERMANENT		
11 SALARY OF COMMISSIONER	280,650	288,892
12 SALARY OF ASST COMMISSIONER	99,917	99,917
13 SALARY OF REVENUE COUNSEL	84,832	84,832
14 SALARY OF TAX HEARING OFFICERS	69,917	71,482
15 SALARY OF TAXPAYER ADVOCATE	62,976	62,976
20 CURRENT EXPENSES	60,987	62,975
22 RENT&LEASES OTHER THAN STATE	79,900	79,900
26 ORGANIZATIONAL DUES	513,000	523,010
30 EQUIPMENT NEW/REPLACEMENT	8,500	9,000
50 PERSONAL SERVICE - TEMP/APPOINTEE	11,700	41,820
60 BENEFITS	244,828	249,192
70 IN-STATE TRAVEL	2,250	2,250

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01 GENERAL GOVERNMENT			
07 DEPT OF REVENUE ADMINISTRATION			
01 OFFICE OF THE COMMISSIONER			
01 ADMINISTRATION			
(CONT.)			
80 OUT-OF STATE TRAVEL			
TOTAL		1,500	
ESTIMATED SOURCE OF FUNDS FOR			
ADMINISTRATION			
GENERAL FUND	1,519,457		1,589,446
TOTAL			
	1,519,457		1,589,446
	1,519,457		1,589,446
01 GENERAL GOVERNMENT			
07 DEPT OF REVENUE ADMINISTRATION			
01 OFFICE OF THE COMMISSIONER			
02 WORKER'S COMPENSATION			
90 WORKERS COMPENSATION			
TOTAL	10,000	10,000	
ESTIMATED SOURCE OF FUNDS FOR			
WORKER'S COMPENSATION			
GENERAL FUND	10,000		10,000
TOTAL			
	10,000		10,000
01 GENERAL GOVERNMENT			
07 DEPT OF REVENUE ADMINISTRATION			
01 OFFICE OF THE COMMISSIONER			
03 UNEMPLOYMENT COMPENSATION			
99 UNEMPLOYMENT COMPENSATION			
TOTAL	2,500	2,500	
ESTIMATED SOURCE OF FUNDS FOR			
UNEMPLOYMENT COMPENSATION			
GENERAL FUND	2,500		2,500
TOTAL			
	2,500		2,500
TOTAL			
ESTIMATED SOURCE OF FUNDS FOR			
OFFICE OF THE COMMISSIONER			
GENERAL FUND			
TOTAL		1,531,957	1,601,946
		1,531,957	1,601,946
		1,531,957	1,601,946

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01 GENERAL GOVERNMENT					
07 DEPT OF REVENUE ADMINISTRATION					
02 REVENUE COLLECTIONS					
01 AUDIT DIVISION					
10 PERSONAL SERVICES - PERMANENT					
11 SALARY OF DIRECTOR AUDIT DIV	1,833,701		1,888,419		
12 SALARY OF ASST DIR AUDIT DIV	84,832		85,032		
13 SALARY OF AUDIT TEAM LEADERS	68,167		71,682		
14 SALARY OF FIELD TEAM LEADERS	134,758		134,758		
20 CURRENT EXPENSES	741,994		743,701		
22 RENT&LEASES OTHER THAN STATE	96,200		100,550		
60 BENEFITS	3,200		3,360		
70 IN-STATE TRAVEL	1,059,477		1,081,728		
80 OUT-OF-STATE TRAVEL	18,400		18,575		
90 NATIONAL NEXUS PROGRAM	162,773		179,700		
TOTAL	10,400		10,400		
ESTIMATED SOURCE OF FUNDS FOR	4,213,902		4,317,905		
AUDIT DIVISION					
GENERAL FUND	4,213,902		4,317,905		
TOTAL	4,213,902		4,317,905		
01 GENERAL GOVERNMENT					
07 DEPT OF REVENUE ADMINISTRATION					
02 REVENUE COLLECTIONS					
02 COLLECTION DIVISION					
10 PERSONAL SERVICES - PERMANENT					
20 CURRENT EXPENSES	636,095		655,574		
22 RENT&LEASES OTHER THAN STATE	29,575		33,100		
60 BENEFITS	100		100		
70 IN-STATE TRAVEL	235,355		242,562		
80 OUT-OF-STATE TRAVEL	15,000		15,000		
90 TOBACCO STAMPS	2,500		2,500		
91 LIEN FEES	79,799		95,420		
TOTAL	7,000		7,700		
ESTIMATED SOURCE OF FUNDS FOR	1,005,424		1,051,956		
COLLECTION DIVISION					
GENERAL FUND	1,005,424		1,051,956		
TOTAL	1,005,424		1,051,956		

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01 GENERAL GOVERNMENT			
07 DEPT OF REVENUE ADMINISTRATION			
02 REVENUE COLLECTIONS			
03 DOCUMENTS PROCESSING DIVISION			
10 PERSONAL SERVICES - PERMANENT			
11 SALARY OF DIRECTOR RETIREMENTS	1,314,040	1,358,474	
12 PERSONAL SERVICES-UNCLASSIFIED	11,883	71,883	
20 PERSONAL SERVICES	53,373	56,499	
22 RENT/LEASES OTHER THAN STATE	184,449	191,466	
45 PERSONAL SERVICES-NON BENEFIT	2,000	2,000	
60 BENEFITS	30,000	31,500	
70 IN-STATE TRAVEL	532,540	550,137	
90 I&D CLAIMS PROCESSING	1,000	1,000	
TOTAL	55,000		
ESTIMATED SOURCE OF FUNDS FOR			
DOCUMENTS PROCESSING DIVISION			
GENERAL FUND			
TOTAL	2,244,285	2,262,959	
01 GENERAL GOVERNMENT			
07 DEPT OF REVENUE ADMINISTRATION			
02 REVENUE COLLECTIONS			
04 REAL ESTATE TRANSFER TAX			
90 REAL ESTATE TRANSFER TAX EXP			
TOTAL	12,000	12,000	
ESTIMATED SOURCE OF FUNDS FOR			
REAL ESTATE TRANSFER TAX			
04 AGENCY INCOME			
TOTAL	12,000	12,000	
TOTAL	12,000	12,000	
ESTIMATED SOURCE OF FUNDS FOR			
REVENUE COLLECTIONS			
GENERAL FUND			
OTHER FUNDS			
TOTAL	7,475,611	7,664,820	
ESTIMATED SOURCE OF FUNDS FOR			
REVENUE COLLECTIONS			
GENERAL FUND			
OTHER FUNDS			
TOTAL	7,475,611	7,664,820	

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01 GENERAL GOVERNMENT							
07 DEPT OF REVENUE ADMINISTRATION							
03 COMMUNITY SERVICES							
01 ADMINISTRATION							
10 PERSONAL SERVICES - PERMANENT							
11 PERSONAL SERVICES-UNCLASSIFIED				100,334			104,792
20 CURRENT EXPENSES				71,482			71,482
22 RENTS&LEASES OTHER THAN STATE				14,300			14,735
26 ORGANIZATIONAL DUES				182,557			182,757
60 BENEFITS				750			775
70 IN-STATE TRAVEL				63,572			65,221
80 OUT-OF STATE TRAVEL				3,550			3,620
TOTAL					436,545		449,532
ESTIMATED SOURCE OF FUNDS FOR							
ADMINISTRATION					436,545		449,532
GENERAL FUND					436,545		449,532
TOTAL							
01 GENERAL GOVERNMENT							
07 DEPT OF REVENUE ADMINISTRATION							
03 COMMUNITY SERVICES							
02 MONITORING							
10 PERSONAL SERVICES - PERMANENT							
20 CURRENT EXPENSES				1,074,020			1,054,739
26 ORGANIZATIONAL DUES				75,250			77,460
30 EQUIPMENT NEW/REPLACEMENT				75,300			300
46 CONSULTANTS				54,132			55,760
60 BENEFITS				30,000			30,000
70 IN-STATE TRAVEL				397,387			390,253
80 OUT-OF STATE TRAVEL				41,450			41,650
TOTAL				16,450			16,450
ESTIMATED SOURCE OF FUNDS FOR					1,689,189		1,666,612
MONITORING							
03 REVOLVING FUNDS					70,615		72,170
08 AGENCY INCOME					14,500		12,000
GENERAL FUND					1,604,074		1,582,442
TOTAL							
* REVENUE IN EXCESS OF THE ESTIMATE MAY BE EXPENDED WITH PRIOR APPROVAL OF THE JOINT FISCAL COMMITTEE OF THE GENERAL COURT AND THE GOVERNOR AND EXECUTIVE COUNCIL.							
TOTAL					1,689,189		1,666,612

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01 GENERAL GOVERNMENT					
07 DEPT OF REVENUE ADMINISTRATION					
03 COMMUNITY SERVICES					
03 MUNICIPAL FINANCE					
10 PERSONAL SERVICES - PERMANENT					
20 CURRENT EXPENSES	386,709			386,877	
22 RENT&LEASES OTHER THAN STATE	24,700			25,050	
26 ORGANIZATIONAL DUES	600			600	
60 BENEFITS	500			500	
70 IN-STATE TRAVEL	143,082			147,584	
TOTAL	9,250			9,250	
ESTIMATED SOURCE OF FUNDS FOR	564,641			581,661	
MUNICIPAL FINANCE					
GENERAL FUND	564,641			581,661	
TOTAL	564,641			581,661	
01 GENERAL GOVERNMENT					
07 DEPT OF REVENUE ADMINISTRATION					
03 COMMUNITY SERVICES					
04 CERTIFICATION AND EQUALIZATION					
10 PERSONAL SERVICES - PERMANENT					
20 CURRENT EXPENSES	397,373			411,150	
24 ORGANIZATIONAL DUES	51,500			68,030	
60 BENEFITS	300			300	
70 IN-STATE TRAVEL	147,028			152,126	
80 OUT-OF STATE TRAVEL	24,350			24,350	
92 PROPERTY TRANSFER REPORTS	148,500			1,339	
TOTAL	148,500			154,500	
ESTIMATED SOURCE OF FUNDS FOR	769,051			811,795	
CERTIFICATION AND EQUALIZATION					
GENERAL FUND	769,051			811,795	
TOTAL	769,051			811,795	
01 GENERAL GOVERNMENT					
07 DEPT OF REVENUE ADMINISTRATION					
03 COMMUNITY SERVICES					
05 LAND TAXES LOST					
90 STATE & FEDERAL FOREST LAND		D		273,806	
91 FLOOD CONTROL		A	D	659,150	
92 CONSERVATION & MUNICIPAL SVCS		D		81,380	
93 RECREATIONAL PROPERTY		D		310	

* THE DEPARTMENT OF REVENUE IN CONJUNCTION WITH
THE DEPARTMENT OF JUSTICE, SHALL MAKE EVERY

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01 GENERAL GOVERNMENT 07 DEPT OF REVENUE ADMINISTRATION 03 COMMUNITY SERVICES 05 LAND TAXES LOST (CONT.) (CONT.) (CONT.)					
LEGAL EFFORT TO COLLECT BOTH PAST DUE AND CURRENT AMOUNTS DUE THE STATE OF NEW HAMPSHIRE AS A RESULT OF THE MERRIMACK RIVER FLOOD CONTROL COMPACT (EFFECTIVE DECEMBER 17, 1957).					
TOTAL				998,801	1,014,336
ESTIMATED SOURCE OF FUNDS FOR					
LAND TAXES LOST					
09 AGENCY INCOME				436,668	436,668
GENERAL FUND				562,133	577,668
TOTAL				998,801	1,014,336
TOTAL				4,458,227	4,523,936
ESTIMATED SOURCE OF FUNDS FOR					
COMMUNITY SERVICES					
GENERAL FUND				3,936,444	4,003,098
OTHER FUNDS				521,783	520,838
TOTAL				4,458,227	4,523,936
01 GENERAL GOVERNMENT					
07 DEPT OF REVENUE ADMINISTRATION					
04 DIV OF AUTOMATED INFORMATION					
10 PERSONAL SERVICES - PERMANENT					
20 CURRENT EXPENSES				881,239	906,657
24 MAINT OTHER THAN BULD. & GRNDS				49,900	49,900
30 EQUIPMENT NEW/REPLACEMENT				140,000	101,400
40 BENEFITS				176,975	188,875
60 IN-STATE TRAVEL				326,058	335,463
70 IN-STATE TRAVEL				250	250
80 OUT-OF STATE TRAVEL				2,500	2,500
TOTAL				1,576,922	1,585,045
ESTIMATED SOURCE OF FUNDS FOR					
DIV OF AUTOMATED INFORMATION					
GENERAL FUND				1,576,922	1,585,045
TOTAL				1,576,922	1,585,045

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01 GENERAL GOVERNMENT					
07 DEPT OF REVENUE ADMINISTRATION					
05 ADMIN ATTACHED BOARDS					
01 CURRENT USE BOARD					
20 CURRENT EXPENSES					
50 PERSONAL SERVICE-TEMP/APPOINTEE					
60 BENEFITS					
70 IN-STATE TRAVEL					
TOTAL				2,673	2,673
ESTIMATED SOURCE OF FUNDS FOR					
CURRENT USE BOARD				2,673	2,673
GENERAL FUND				2,673	2,673
TOTAL					
01 GENERAL GOVERNMENT					
07 DEPT OF REVENUE ADMINISTRATION					
05 ADMIN ATTACHED BOARDS					
02 EQUALIZATION STANDARDS BOARD					
20 CURRENT EXPENSES					
50 PERSONAL SERVICE-TEMP/APPOINTEE					
60 BENEFITS					
70 IN-STATE TRAVEL					
TOTAL				2,807	2,807
ESTIMATED SOURCE OF FUNDS FOR					
EQUALIZATION STANDARDS BOARD				2,807	2,807
GENERAL FUND				2,807	2,807
TOTAL					
01 GENERAL GOVERNMENT					
07 DEPT OF REVENUE ADMINISTRATION					
05 ADMIN ATTACHED BOARDS					
03 ASSESSING STANDARDS BOARD					
20 CURRENT EXPENSES					
50 PERSONAL SERVICE-TEMP/APPOINTEE					
60 BENEFITS					
70 IN-STATE TRAVEL					
TOTAL				9,030	9,030
ESTIMATED SOURCE OF FUNDS FOR					
ASSESSING STANDARDS BOARD				9,030	9,030
GENERAL FUND				9,030	9,030
TOTAL					
TOTAL				14,510	14,510
ESTIMATED SOURCE OF FUNDS FOR					
ADMIN ATTACHED BOARDS					

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(CONT.)					
(CONT.)					
(CONT.)					
01 GENERAL GOVERNMENT					
07 DEPT OF REVENUE ADMINISTRATION					
05 ADMIN ATTACHED BOARDS					
GENERAL FUND					
TOTAL		14,510	14,510	14,510	14,510
TOTAL					
ESTIMATED SOURCE OF FUNDS FOR		15,057,227	15,370,257	15,370,257	15,370,257
DEPT OF REVENUE ADMINISTRATION		14,523,444	14,837,419	14,837,419	14,837,419
GENERAL FUND		533,783	532,838	532,838	532,838
OTHER FUNDS		15,057,227	15,370,257	15,370,257	15,370,257
TOTAL					
01 GENERAL GOVERNMENT					
08 TREASURY DEPARTMENT					
01 TREASURY OPERATIONS					
10 PERSONAL SERVICES - PERMANENT					
11 SALARY OF TREASURER		262,012	270,116	270,116	270,116
12 SALARY OF DEPUTY TREASURERS		85,767	85,767	85,767	85,767
13 SALARY OF ASST TREASURER		147,589	151,447	151,447	151,447
20 CURRENT EXPENSES		50,378	50,378	50,378	50,378
22 RENTS&LEASES OTHER THAN STATE		99,981	99,981	99,981	99,981
24 MAINT. OTHER THAN BUILD.& GRNDS		4,884	4,884	4,884	4,884
26 ORGANIZATIONAL DUES		24,315	24,315	24,315	24,315
30 EQUIPMENT NEW/REPLACEMENT		1,700	1,700	1,700	1,700
46 CONSULTANTS		16,800	16,800	16,800	16,800
50 PERSONAL SERVICE-TEMP/APPOINTE		1	1	1	1
60 BENEFITS		1	1	1	1
70 IN-STATE TRAVEL		201,926	208,761	208,761	208,761
80 OUT-OF STATE TRAVEL		500	500	500	500
90 INIQUE PROGRAM		2,000	2,000	2,000	2,000
91 TRAINING		267,000	393,000	393,000	393,000
92 PAYBASE EXPENSES		1	1	1	1
TOTAL		50,000	50,000	50,000	50,000
TOTAL		1,214,855	1,214,855	1,214,855	1,214,855
ESTIMATED SOURCE OF FUNDS FOR					
TREASURY OPERATIONS					
01 TRANSFERS FROM OTHER AGENCIES					
05 PRIVATE LOCAL FUNDS		49,563	49,563	49,563	49,563
09 AGENCY INCOME		50,000	50,000	50,000	50,000
GENERAL FUND		267,000	267,000	267,000	267,000
TOTAL		848,292	848,292	848,292	848,292
TOTAL		1,214,855	1,214,855	1,214,855	1,214,855

01 GENERAL GOVERNMENT
08 TREASURY DEPARTMENT
02 ABANDONED PROPERTY

10 PERSONAL SERVICES - PERMANENT
13 PERSONAL SERVICES-UNCLASSIFIED
18 OVERTIME
20 CURRENT EXPENSES
22 RENTSLFASFS OTHER THAN STATE
24 MAINT. OTHER THAN BLDG. & GRDS
26 TRANSFERS TO AGENCIES
30 TRANSFERS TO GENERAL SERVICES
32 EQUIPMENT NEW/REPLACEMENT
42 ADDITIONAL FRINGE BENEFITS
44 CONSULTANTS
49 TRANSFERS TO OTHER STATE AGENCIES
50 PERSONAL SERVICE-TEMP/APPOINTEE
60 BENEFITS
70 IN-STATE TRAVEL
80 OUT-OF STATE TRAVEL
91 TRAINING

TOTAL
ESTIMATED SOURCE OF FUNDS FOR
ABANDONED PROPERTY
07 AGENCY INCOME
TOTAL

01 GENERAL GOVERNMENT
08 TREASURY DEPARTMENT
03 TRUST FUNDS

91 HAMILTON SMITH FUND
92 BENJAHN THOMPSON FUND

TOTAL
ESTIMATED SOURCE OF FUNDS FOR
TRUST FUNDS
09 AGENCY INCOME
GENERAL FUND
TOTAL

355,740
63,975
7,000
366,923
2,864
28,850
274
10,465
13,500
24,749
7,000
36,563
6,007
158,345
5,000
15,000
5,000

1,107,255
1,107,255
1,107,255

400
31,888

32,288
31,888
32,288

369,169
63,975
7,000
389,144
3,093
31,550
282
10,465
16,700
25,256
8,000
37,713
6,187
163,504
7,000
15,000
5,000

1,158,338
1,158,338
1,158,338

400
31,888

32,288
31,888
32,288

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01 GENERAL GOVERNMENT								
08 TREASURY DEPARTMENT								
04 SPECIAL GENERAL FUND DISTRIB								
43 DEBT SERVICE (TREASURY)								
44 DEBT SERVICE (OTHER AGENCIES)								
92 MEALS & ROOMS TAX DISTRIBUTION								
96 STATE REVENUE SHARING								
97 STATE JOBS GRANT FUND								
					62,699,051		65,029,910	
					14,123,807		14,388,693	
					38,043,632		42,662,080	
					25,216,057		25,216,057	
					650,000			
* IN THE EVENT THAT FUNDS APPROPRIATED ARE INSUFFICIENT, THE GOVERNOR IS AUTHORIZED TO DRAW A WARRANT FOR SUCH SUMS OUT OF ANY MONEY OR FUNDS NOT OTHERWISE APPROPRIATED.								
** FUNDS IN THIS APPROPRIATION SHALL NOT LAPSE.								
TOTAL					140,732,547		147,296,740	
ESTIMATED SOURCE OF FUNDS FOR								
SPECIAL GENERAL FUND DISTRIB								
GENERAL FUND					140,732,547		147,296,740	
TOTAL					140,732,547		147,296,740	
01 GENERAL GOVERNMENT								
08 TREASURY DEPARTMENT								
05 WORKER'S COMPENSATION								
99 WORKERS COMPENSATION								
					1,000		1,000	
TOTAL					1,000		1,000	
ESTIMATED SOURCE OF FUNDS FOR								
WORKER'S COMPENSATION								
GENERAL FUND					1,000		1,000	
TOTAL					1,000		1,000	
01 GENERAL GOVERNMENT								
08 TREASURY DEPARTMENT								
06 LCHIP								
					250,000		250,000	
					500,000		500,000	
90 LCHIP								
91 LCHIP REVOLVING LOAN FUND								
					250,000		250,000	
					500,000		500,000	
TOTAL					750,000		750,000	

----- FISCAL YEAR 2004 -----		----- FISCAL YEAR 2005 -----	
(CONT.)			
(CONT.)			
(CONT.)			
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01 GENERAL GOVERNMENT			
08 TREASURY DEPARTMENT			
06 LCHIP			
GENERAL FUND		750,000	750,000
TOTAL		750,000	750,000
TOTAL		143,837,945	150,611,962
ESTIMATED SOURCE OF FUNDS FOR			
TREASURY DEPARTMENT			
GENERAL FUND		142,332,239	148,928,023
OTHER FUNDS		1,505,706	1,683,939
TOTAL		143,837,945	150,611,962
01 GENERAL GOVERNMENT			
09 BOARD OF TAX & LAND APPEALS			
01 BOARD OF TAX & LAND APPEALS			
10 PERSONAL SERVICES - PERMANENT		354,795	363,230
11 SALARY OF BOARD MEMBERS		250,317	253,303
20 CURRENT EXPENSES		33,706	33,706
22 RENTS&LEASES OTHER THAN STATE		3,600	3,600
24 MAINT.OTHER THAN BUILD.& GRNDS		6,948	6,748
26 ORGANIZATIONAL DUES		1,000	1,000
28 TRANSFERS TO GENERAL SERVICES		50,571	50,700
30 EQUIPMENT NEW/REPLACEMENT		12,417	8,804
40 INDIRECT COSTS		2,175	2,175
45 PERSONNEL SERVICES/NON BENEFIT		5,500	5,500
60 BENEFITS		223,891	228,117
70 IN-STATE TRAVEL		4,200	4,200
80 OUT-OF STATE TRAVEL		1,000	
TOTAL		953,820	961,886
ESTIMATED SOURCE OF FUNDS FOR			
BOARD OF TAX & LAND APPEALS			
02 TRS FROM DEPT TRANSPORTATION		170,806	170,810
GENERAL FUND		783,014	791,076
TOTAL		953,820	961,886
TOTAL		953,820	961,886
ESTIMATED SOURCE OF FUNDS FOR			
BOARD OF TAX & LAND APPEALS			
GENERAL FUND		783,014	791,076
OTHER FUNDS		170,806	170,810
TOTAL		953,820	961,886

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01 GENERAL GOVERNMENT
 10 NH RETIREMENT SYSTEM
 01 ADMINISTRATION
 01 ADMINISTRATIVE

10 PERSONAL SERVICES - PERMANENT
 11 SALARY OF EXECUTIVE SECRETARY
 18 OVERTIME
 20 CURRENT EXPENSES
 22 RENT/LEASES OTHER THAN STATE
 24 MAINT. OTHER THAN BUILD. & GRDS
 26 ORGANIZATIONAL DUES
 30 EQUIPMENT REPLACEMENT
 40 TRAVEL COSTS
 46 CONSULTANTS
 56 PERSONAL SERVICE-TEMP/APPOINTEE
 60 BENEFITS
 70 IN-STATE TRAVEL
 80 OUT-OF STATE TRAVEL
 96 RETIREES HEALTH INSURANCE

TOTAL
 ESTIMATED SOURCE OF FUNDS FOR
 ADMINISTRATIVE
 09 AGENCY INCOME
 TOTAL

757,036
 96,662
 18,000
 308,225
 437,291
 7,500
 4,000
 65,000
 97,816
 100,000
 26,839
 324,507
 6,000
 6,000
 70,000

2,336,674

2,336,674
 2,336,674

2,321,635

2,321,635
 2,321,635

IF THE SUMS APPROPRIATED FOR THIS PAU ARE LESS
 THAN NECESSARY, THE GOVERNOR IS AUTHORIZED TO
 DRAW A WARRANT FOR FUNDS AVAILABLE IN THE
 IN THE RETIREMENT SYSTEM TRUST FUND.

01 GENERAL GOVERNMENT
 10 NH RETIREMENT SYSTEM
 01 ADMINISTRATION
 02 TRUSTEES

20 CURRENT EXPENSES
 26 ORGANIZATIONAL DUES
 70 IN-STATE TRAVEL
 80 OUT-OF STATE TRAVEL

TOTAL
 ESTIMATED SOURCE OF FUNDS FOR
 TRUSTEES
 09 AGENCY INCOME
 TOTAL

12,215
 1,800
 15,995
 14,150

44,160

44,160
 44,160

47,960

47,960
 47,960

----- FISCAL YEAR 2004 -----		----- FISCAL YEAR 2005 -----	
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01 GENERAL GOVERNMENT			
10 NH RETIREMENT SYSTEM			
01 ADMINISTRATION			
03 FINANCIAL REPORTING			
10 PERSONAL SERVICES - PERMANENT		163,459	168,681
12 PERSONAL SERVICES-UNCLASSIFIED		85,597	90,281
18 OVERTIME		1,100	1,140
20 CURRENT EXPENSES		42,701	44,201
26 ORGANIZATIONAL DUES		1,100	1,100
30 EQUIPMENT NEW/REPLACEMENT		3,000	3,500
60 BENEFITS		92,558	96,238
70 IN-STATE TRAVEL		1,000	1,200
80 OUT-OF STATE TRAVEL		4,500	5,500
TOTAL		395,015	411,861
ESTIMATED SOURCE OF FUNDS FOR			
FINANCIAL REPORTING			
09 AGENCY INCOME		395,015	411,861
TOTAL		395,015	411,861
01 GENERAL GOVERNMENT			
10 NH RETIREMENT SYSTEM			
01 ADMINISTRATION			
04 PUBLIC RELATIONS			
10 PERSONAL SERVICES - PERMANENT			
18 OVERTIME		62,009	63,807
20 CURRENT EXPENSES		1,105	1,160
30 EQUIPMENT NEW/REPLACEMENT		40,072	38,971
60 BENEFITS		500	500
70 IN-STATE TRAVEL		23,352	24,036
80 OUT-OF STATE TRAVEL		500	500
TOTAL		3,000	3,000
ESTIMATED SOURCE OF FUNDS FOR		130,538	131,976
PUBLIC RELATIONS			
09 AGENCY INCOME		130,538	131,976
TOTAL		130,538	131,976
01 GENERAL GOVERNMENT			
10 NH RETIREMENT SYSTEM			
01 ADMINISTRATION			
05 ANNUITY PAYROLL			
10 PERSONAL SERVICES - PERMANENT		288,260	297,167
18 OVERTIME		30,950	32,500
20 CURRENT EXPENSES		100,396	120,549
30 EQUIPMENT NEW/REPLACEMENT		4,815	5,152
45 PERSONNEL SERVICES/NON BENEFIT		266,728	311,284
60 BENEFITS		118,108	121,977

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01 GENERAL GOVERNMENT				(CONT.)		
10 NH RETIREMENT SYSTEM				(CONT.)		
01 ADMINISTRATION				(CONT.)		
05 ANNUITY PAYROLL				(CONT.)		
70 IN-STATE TRAVEL						
80 OUT-OF STATE TRAVEL						
TOTAL			525			550
ESTIMATED SOURCE OF FUNDS FOR			3,210			3,435
ANNUITY PAYROLL						
09 AGENCY INCOME						
TOTAL				811,187		892,614
01 GENERAL GOVERNMENT						
10 NH RETIREMENT SYSTEM						
01 ADMINISTRATION						
06 INFORMATION TECHNOLOGY						
10 PERSONAL SERVICES - PERMANENT						
18 OVERTIME			170,672			174,054
20 CURRENT EXPENSES			42,500			5,000
24 MAINT. OTHER THAN BUILD. & GRNDS			42,500			42,500
26 ORGANIZATIONAL DUES			33,875			33,875
30 EQUIPMENT NEW/REPLACEMENT			500			500
45 PERSONNEL SERVICES/NON BENEFIT			30,000			150,000
60 BENEFITS			630,000			630,000
70 IN-STATE TRAVEL			65,368			65,510
80 OUT-OF STATE TRAVEL			500			500
90 GENERAL LEDGER			5,501			3,501
91 AUTOMATED INFORMATION SYSTEM			120,000			20,000
TOTAL			1,925,100			1,925,100
ESTIMATED SOURCE OF FUNDS FOR				3,030,016		3,048,440
INFORMATION TECHNOLOGY						
09 AGENCY INCOME						
TOTAL				3,030,016		3,048,440
01 GENERAL GOVERNMENT						
10 NH RETIREMENT SYSTEM						
01 ADMINISTRATION						
07 COUNSELING						
10 PERSONAL SERVICES - PERMANENT						
18 OVERTIME			360,042			371,295
20 CURRENT EXPENSES			10,000			10,000
30 EQUIPMENT NEW/REPLACEMENT			10,000			8,900
46 CONSULTANTS			2,500			750
60 BENEFITS			125,000			135,000
70 IN-STATE TRAVEL			136,176			141,079
80 OUT-OF STATE TRAVEL			3,000			4,000
			500			1,000

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01 GENERAL GOVERNMENT			(CONT.)		
10 RETIREMENT SYSTEM			(CONT.)		
01 ADMINISTRATION			(CONT.)		
07 COUNSELING			(CONT.)		
TOTAL				645,218	672,024
ESTIMATED SOURCE OF FUNDS FOR					
COUNSELING					
09 AGENCY INCOME	I			645,218	672,024
TOTAL				645,218	672,024
01 GENERAL GOVERNMENT					
10 NH RETIREMENT SYSTEM					
01 ADMINISTRATION					
08 WORKER'S COMPENSATION					
90 WORKERS' COMPENSATION	D			5,000	6,000
TOTAL				5,000	6,000
ESTIMATED SOURCE OF FUNDS FOR					
WORKER'S COMPENSATION					
09 AGENCY INCOME	I			5,000	6,000
TOTAL				5,000	6,000
01 GENERAL GOVERNMENT					
10 NH RETIREMENT SYSTEM					
01 ADMINISTRATION					
09 UNEMPLOYMENT COMPENSATION					
90 UNEMPLOYMENT COMPENSATION	D			1,000	1,000
TOTAL				1,000	1,000
ESTIMATED SOURCE OF FUNDS FOR					
UNEMPLOYMENT COMPENSATION					
09 AGENCY INCOME	I			1,000	1,000
TOTAL				1,000	1,000
IF THE SUMS APPROPRIATED FOR THIS PAU ARE LESS THAN NECESSARY, THE GOVERNOR IS AUTHORIZED TO DRAW A WARRANT FROM FUNDS AVAILABLE IN THE RETIREMENT SYSTEM TRUST FUND.					
TOTAL				7,396,808	7,533,490
ESTIMATED SOURCE OF FUNDS FOR					
ADMINISTRATION					
OTHER FUNDS				7,396,808	7,533,490

			----- FISCAL YEAR 2004 -----		----- FISCAL YEAR 2005 -----	
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(CONT.)						
(CONT.)						
(CONT.)						
01 GENERAL GOVERNMENT						
10 NH RETIREMENT SYSTEM						
01 ADMINISTRATION						
TOTAL			7,396,808		7,533,490	
01 GENERAL GOVERNMENT						
10 NH RETIREMENT SYSTEM						
02 STATE CONTRIBUTIONS						
90 ACCRUED LIABILITY						
91 NORMAL CONTRIBUTION			458,953		458,953	
92 RETIREES HEALTH INSURANCE			25,419,458		26,616,996	
			25,000,000		30,000,000	
TOTAL			50,878,411		57,075,949	
ESTIMATED SOURCE OF FUNDS FOR						
STATE CONTRIBUTIONS						
GENERAL FUND			50,878,411		57,075,949	
TOTAL			50,878,411		57,075,949	
TOTAL			58,275,219		64,609,439	
ESTIMATED SOURCE OF FUNDS FOR						
NH RETIREMENT SYSTEM						
GENERAL FUND			50,878,411		57,075,949	
OTHER FUNDS			7,396,808		7,533,490	
TOTAL			58,275,219		64,609,439	
01 GENERAL GOVERNMENT						
11 SOS-ATTACHED BOARDS & COMHS						
01 REAL ESTATE COMMISSION						
01 REAL ESTATE COMM ADMIN						
10 PERSONAL SERVICES - PERMANENT						
11 SALARY OF DIRECTOR			206,224		212,847	
18 OVERTIME			60,563		60,563	
20 CURRENT EXPENSES			3,000		3,000	
22 RENT&LEASES OTHER THAN STATE			32,875		33,275	
24 MAINT-OTHER THAN BULD.& GRNDS			1,200		3,500	
26 ORGANIZATIONAL DUES			1,900		1,000	
28 TRANSFERS TO GENERAL SERVICES			21,135		1,900	
30 EQUIPMENT NEW/REPLACEMENT			5,000		21,135	
46 CONSULTANTS			1,500		5,000	
50 PERSONAL SERVICE-TEMP/APPOINTE			4,500		1,500	
60 BENEFITS			100,091		4,500	
70 IN-STATE TRAVEL			5,000		102,615	
80 OUT-OF STATE TRAVEL			10,000		5,000	
					7,235	

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01 GENERAL GOVERNMENT (CONT.)
 11 SOS-ATTACHED BOARDS & COMHS (CONT.)
 01 REAL ESTATE COMMISSION (CONT.)
 01 REAL ESTATE COMH ADMIN (CONT.)

90 TESTING EXPENSES 195,000 210,000
 91 PRINTING & PUBLISHING 7,000 7,000
 92 TRAINING EXPENSES 500 500
 93 RSA 331-A-7-VII EXPENSES 1,000 1,000
 94 DATABASE CONVERSION 127,942

TOTAL 787,230 681,570
 ESTIMATED SOURCE OF FUNDS FOR
 REAL ESTATE COMH ADMIN
 09 AGENCY INCOME 300,000 300,000
 GENERAL FUND 487,230 381,570
 TOTAL 787,230 681,570

ESTABLISHMENT OF FEES BY BOARDS & COMMISSIONS.
 ALL BOARDS AND COMMISSIONS WHICH HAVE NOT
 ALREADY ESTABLISHED FEES FOR EXAMINATION
 APPLICANTS, APPLICANTS FOR A LICENSE OR
 REGISTRATION, A PUBLICATION WHICH THEY SELL, OR
 ANY OTHER PROGRAM FOR WHICH THEY ARE SPECIFIC-
 ALLY AUTHORIZED TO CHARGE A FEE SHALL ADOPT
 RULES UNDER RSA 541-A RELATIVE TO FEES FOR SUCH
 PROGRAMS. SUCH FEES SHALL RECOVER, ON AN
 ANNUAL OR BIENNIAL BASIS THE FULL COST OF THE
 PROGRAM INCLUDING THE COST OF SUPPORT AND
 ADMINISTRATIVE SERVICES PROVIDED BY OTHER
 AGENCIES, OR 125% OF THE DIRECT COST OF THE
 BOARD OR COMMISSION RELATING TO THE PROGRAM,
 WHICHEVER IS GREATER. A BOARD OR COMMISSION
 WHICH ESTABLISHES FEES FOR EXAMINATION
 APPLICANTS MAY EXPEND SUCH FUNDS FOR EXAMINA-
 TIONS, RELATED SERVICES, OR SUPPLIES, AS
 NEEDED, BUT NOT TO EXCEED THE DIRECT COST OF
 THE EXAMINATION.

TOTAL 787,230 681,570
 ESTIMATED SOURCE OF FUNDS FOR
 REAL ESTATE COMMISSION
 GENERAL FUND 487,230 381,570
 OTHER FUNDS 300,000 300,000
 TOTAL 787,230 681,570

----- FISCAL YEAR 2004 ----- FISCAL YEAR 2005 -----

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01 GENERAL GOVERNMENT
11 SOS-ATTACHED BOARDS & COMHS
02 REAL ESTATE APPRAISER BOARD
01 REAL ESTATE APPR BD ADMIN

10 PERSONAL SERVICES - PERMANENT
20 CURRENT EXPENSES LESS THAN STATE
22 REVENUE
26 ORGANIZATIONAL DUES
30 TRANSFERS TO GENERAL SERVICES
30 EQUIPMENT NEW/REPLACEMENT
46 CONSULTANTS
50 PERSONAL SERVICE-TEMP/APPOINTEE
60 BENEFITS
70 IN-STATE TRAVEL
80 OUT-OF STATE TRAVEL

TOTAL
ESTIMATED SOURCE OF FUNDS FOR
REAL ESTATE APPR BD ADMIN
GENERAL FUND
TOTAL

31,099
8,000
2,000
138
7,182
2,500
4,500
14,938
18,129
1,500
4,000

88,483

90,922

88,483

90,922

88,483

90,922

ESTABLISHMENT OF FEES BY BOARDS & COMMISSIONS.
ALL BOARDS AND COMMISSIONS WHICH HAVE NOT
ALREADY ESTABLISHED FEES FOR EXAMINATION
APPLICANTS, APPLICANTS FOR A LICENSE OR
REGISTRATION, A PUBLICATION WHICH THEY SELL, OR
ANY OTHER PROGRAM FOR WHICH THEY ARE SPECIFIC-
ALLY AUTHORIZED TO CHARGE A FEE, SHALL ADOPT
RULES UNDER RS 501 CHARGING FEES FOR SUCH
PROGRAMS. SUCH FEES SHALL BE COVERED ON AN
ANNUAL OR BIENNIAL BASIS THE FULL COST OF THE
PROGRAM INCLUDING THE COST OF SUPPORT AND
ADMINISTRATIVE SERVICES PROVIDED BY OTHER
AGENCIES, OR 125% OF THE DIRECT COST OF THE
BOARD OR COMMISSION RELATING TO THE PROGRAM,
WHICHEVER IS GREATER. A BOARD OR COMMISSION
WHICH ESTABLISHES FEES FOR EXAMINATION OF
APPLICANTS MAY EXPEND SUCH FUNDS FOR EXAMINA-
TIONS, RELATED SERVICES, OR SUPPLIES, AS
NEEDED, BUT NOT TO EXCEED THE DIRECT COST OF
THE EXAMINATION.

TOTAL
ESTIMATED SOURCE OF FUNDS FOR
REAL ESTATE APPRAISER BOARD
GENERAL FUND
TOTAL

88,483

90,922

88,483

90,922

88,483

90,922

----- FISCAL YEAR 2004 -----			----- FISCAL YEAR 2005 -----		
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01 GENERAL GOVERNMENT					
11 SOS-ATTACHED BOARDS & COMMS					
03 COMM STATUS OF WOMEN					
10 PERSONAL SERVICES - PERMANENT					
20 CURRENT EXPENSES			67,578	69,791	
70 BENEFITS			5,890	6,076	
71 TRAVEL			25,004	25,823	
91 AWARDS PROGRAM EXPENSES			2,850	2,940	
92 COMMISSION PUBLICATIONS			2,500	2,950	
TOTAL				2,500	
ESTIMATED SOURCE OF FUNDS FOR			106,772	110,080	
COMM STATUS OF WOMEN					
05 PRIVATE LOCAL FUNDS					
GENERAL FUND			4,000	4,000	
TOTAL			102,772	106,080	
TOTAL			106,772	110,080	
01 GENERAL GOVERNMENT					
11 SOS-ATTACHED BOARDS & COMMS					
04 BOARD OF ACCOUNTANCY					
01 BOARD OF ACCOUNTANCY ADMIN					
20 CURRENT EXPENSES			30,000	30,000	
22 RENTS&LEASES OTHER THAN STATE			16,250	18,250	
26 ORGANIZATIONAL DUES			4,240	4,240	
30 EQUIPMENT NEW/REPLACEMENT			3,000	3,000	
46 CONSULTANTS			50,000	60,000	
50 PERSONAL SERVICE-TEMP/APPOINTEE			36,600	38,000	
59 PART-TIME - BENEFITTED			65,366	68,542	
60 BENEFITS			26,985	28,268	
70 IN-STATE TRAVEL			2,000	2,000	
80 OUT-OF-STATE TRAVEL			6,125	6,125	
90 UNIFORM CPA EXAM			440,000	440,000	
TOTAL					
IF THE BOARD OF ACCOUNTANCY REQUIRES THE					
SERVICES OF INVESTIGATORS AND/OR CONSULTANTS					
TO REVIEW SPECIFIC INCIDENTS, THE BOARD SHALL					
SEEK GOVERNOR AND COUNCIL APPROVAL OF THE					
REQUIRED AMOUNT OF MONIES FROM FUNDS NOT					
OTHERWISE APPROPRIATED					
IF THE FUNDS IN THIS APPROPRIATION SHALL NOT BE					
TRANSFERRED OR EXPENDED FOR ANY OTHER PURPOSE.					
NO FUNDS SHALL BE EXPENDED FROM THIS					
APPROPRIATION UNLESS REVENUE COLLECTED FROM					
ACCOUNTING EXAM FEES IS SUFFICIENT TO COVER					
EXPENDITURES.					
TOTAL			680,566	698,425	

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(CONT.)						
01 GENERAL GOVERNMENT						
11 SOS-ATTACHED BOARDS & COMMS						
04 BOARD OF ACCOUNTANCY						
01 BOARD OF ACCOUNTANCY ADMIN						
(CONT.)						
(CONT.)						
ESTIMATED SOURCE OF FUNDS FOR						
BOARD OF ACCOUNTANCY ADMIN						
GENERAL FUND						
TOTAL						
			680,566		698,425	
			680,566		698,425	
			680,566		698,425	
ESTABLISHMENT OF FEES BY BOARDS & COMMISSIONS.						
ALL BOARDS AND COMMISSIONS WHICH HAVE NOT						
ALREADY ESTABLISHED FEES FOR EXAMINATION OR						
APPLICANTS' APPLICATIONS FOR A LICENSE, OR						
REGISTRATION, A PUBLICATION WHICH THEY SELL, OR						
ANY OTHER PROGRAM FOR WHICH THEY ARE SPECIFIC-						
ALLY UNDER RSA 541-A RELATIVE TO FEES FOR SUCH						
PROGRAMS, SUCH FEES SHALL RECOVER, ON AN ANNUAL						
OR BIENNIAL BASIS THE FULL COST OF THE PROGRAM						
INCLUDING THE COST OF SUPPORT AND ADMINISTRAT-						
IVE SERVICES PROVIDED BY OTHER AGENCIES,						
OR 125% OF THE DIRECT COST OF THE BOARD OR						
COMMISSION RELATING TO THE PROGRAM, WHICH-						
EVER IS GREATER. A BOARD OR COMMISSION WHICH						
ESTABLISHES FEES FOR EXAMINATION APPLICANTS						
MAY EXPEND SUCH FUNDS FOR EXAMINATIONS,						
RELATED SERVICES, OR SUPPLIES AS NEEDED, BUT						
NOT TO EXCEED THE DIRECT COST OF THE						
EXAMINATION.						
TOTAL						
ESTIMATED SOURCE OF FUNDS FOR						
BOARD OF ACCOUNTANCY						
GENERAL FUND						
TOTAL						
			680,566		698,425	
			680,566		698,425	
			680,566		698,425	
01 GENERAL GOVERNMENT						
11 SOS-ATTACHED BOARDS & COMMS						
05 JOINT BOARD						
01 JOINT BOARD ADMIN						
10 PERSONAL SERVICES - PERMANENT						
20 CURRENT EXPENSES						
22 RENTS&LEASES OTHER THAN STATE						
26 ORGANIZATIONAL DUES						
30 EQUIPMENT NEW/REPLACEMENT						
46 CONSULTANTS						
			113,025		115,881	
			44,000		44,000	
			42,500		42,500	
			23,780		23,780	
			5,500		5,500	
			4,000		4,000	

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 01 GENERAL GOVERNMENT
 11 SOS-ATTACHED BOARDS & COMMS
 05 JOINT BOARD

(CONT.)
 (CONT.)
 (CONT.)

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GENERAL FUND

369,282 380,381
 369,282 380,381

TOTAL

01 GENERAL GOVERNMENT
 11 SOS-ATTACHED BOARDS & COMMS
 06 BOXING & WRESTLING COMH

20 CURRENT EXPENSES
 50 PERSONAL SERVICE-TEMP/APPOINTEE
 60 BENEFITS
 70 IN-STATE TRAVEL
 80 OUT-OF STATE TRAVEL

300 300
 915 1,033
 70 79
 600 600
 2,000 2,000

TOTAL

ESTIMATED SOURCE OF FUNDS FOR
 BOXING & WRESTLING COMH
 GENERAL FUND
 TOTAL

3,885 4,012
 3,885 4,012
 3,885 4,012

ESTABLISHMENT OF FEES BY BOARDS & COMMISSIONS.
 ALL BOARDS AND COMMISSIONS WHICH HAVE NOT
 ALREADY ESTABLISHED FEES FOR EXAMINATION
 REGISTRATION, APPLICATIONS FOR A LICENSE OR
 REGISTRATION, A PUBLICATION WHICH THEY SELL, OR
 ANY OTHER PROGRAM FOR WHICH THEY ARE SPECIFIC-
 ALLY UNDER RSA 241-A RELATIVE TO FEES FOR SUCH
 PROGRAMS, SUCH FEES SHALL RECOVER, ON AN ANNUAL
 OR BIENNIAL BASIS, THE FULL COST OF THE PROGRAM
 INCLUDING THE COST OF THE SUPPLY AND ADMINISTRAT-
 IVE SERVICES PROVIDED BY OTHER AGENCIES, OR
 125% OF THE DIRECT COST OF THE PROGRAM, AND
 COMMISSION RELATING TO THE PROGRAM, WHICH
 EVER IS GREATER. A BOARD OR COMMISSION WHICH
 ESTABLISHES FEES FOR EXAMINATION APPLICANTS
 MAY EXPEND SUCH FUNDS FOR EXAMINATIONS
 RELATED SERVICES, OR SUPPLIES AS NEEDED, BUT
 NOT TO EXCEED THE DIRECT COST OF THE
 EXAMINATION.

TOTAL
 ESTIMATED SOURCE OF FUNDS FOR
 SOS-ATTACHED BOARDS & COMMS

2,036,218 1,965,390

		----- FISCAL YEAR 2006 -----		----- FISCAL YEAR 2005 -----	
		(CONT.)		(CONT.)	
		(CONT.)		(CONT.)	
		(CONT.)		(CONT.)	
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01 GENERAL GOVERNMENT					
11 SOS-ATTACHED BOARDS & COMMS					
GENERAL FUND		1,732,218		1,661,590	
OTHER FUNDS		306,000		306,000	
TOTAL		2,038,218		1,967,590	
TOTAL		315,002,897		327,336,336	
ESTIMATED SOURCE OF FUNDS FOR					
GENERAL GOVERNMENT					
FEDERAL FUNDS		20,376,039		19,201,765	
GENERAL FUND		266,152,466		259,898,985	
OTHER FUNDS		46,476,412		48,235,586	
TOTAL		313,002,897		327,336,336	
02 ADMIN OF JUSTICE & PUBLIC PRIN					
01 JUDICIAL BRANCH					
01 SUPREME COURT					
01 SUPREME,SUPERIOR,PROBATE COURT					
		28,769,109		29,127,048	
99 SUPREME, SUPERIOR, PROBATE COURT					
TOTAL		28,769,109		29,127,048	
ESTIMATED SOURCE OF FUNDS FOR					
SUPREME,SUPERIOR,PROBATE COURT					
01 TRANSFER FROM OTHER AGENCIES		724,000		724,000	
AGENCY INCOME		175,000		175,000	
GENERAL FUND		27,870,109		28,228,048	
TOTAL		28,769,109		29,127,048	
TOTAL		28,769,109		29,127,048	
ESTIMATED SOURCE OF FUNDS FOR					
SUPREME COURT					
GENERAL FUND		27,870,109		28,228,048	
OTHER FUNDS		899,000		899,000	
TOTAL		28,769,109		29,127,048	

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02 ADMIN OF JUSTICE & PUBLIC PRTN					
01 JUDICIAL BRANCH					
04 DISTRICT AND MUNICIPAL COURTS					
10 PERSONAL SERVICES - PERMANENT					
11 SALARY OF JUDGES			6,921,754		7,073,666
12 RETIREMENT BENEFIT JUDGE&WIDOW			4,459,360		4,460,360
18 OVERTIME			498,034		504,161
20 CURRENT EXPENSES			3,000		3,000
22 RENT&LEASES OTHER THAN STATE			896,880		927,869
24 MAINT. OTHER THAN BULD. & GRNDS			77,148		81,642
26 ORGANIZATIONAL DUES			268,480		272,157
30 EQUIPMENT NEW/REPLACEMENT			18,650		18,650
50 PERSONAL SERVICE-TEMP/APPOINTEE			183,250		102,600
60 BENEFITS			35,339		37,049
70 IN-STATE TRAVEL			3,457,190		3,514,812
			140,964		148,294
TOTAL			16,960,049		17,144,260
ESTIMATED SOURCE OF FUNDS FOR					
DISTRICT AND MUNICIPAL COURTS					
GENERAL FUND			16,960,049		17,144,260
TOTAL			16,960,049		17,144,260
02 ADMIN OF JUSTICE & PUBLIC PRTN					
01 JUDICIAL BRANCH					
05 STATE WIDE EXPENDITURES					
26 ORGANIZATIONAL DUES			71,418		74,632
49 TRANSFERS TO OTHER STATE AGENCS			7,428,765		7,567,776
90 LIBRARY			384,452		403,674
91 CONTINUING EDUCATION			254,000		254,000
92 TRANSCRIPTION			55,000		55,000
93 INTERPRETERS			214,538		245,688
94 EMPLOYEE INJURY PREVENTION			30,000		30,000
95 RECORDS MANAGEMENT			100,000		100,000
96 COMPUTERIZATION			961,900		835,000
99 BAR EXAM			45,000		67,000
TOTAL			9,545,073		9,612,770
ESTIMATED SOURCE OF FUNDS FOR					
STATE WIDE EXPENDITURES					
GENERAL FUND			9,545,073		9,612,770
TOTAL			9,545,073		9,612,770

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02 ADMIN OF JUSTICE & PUBLIC PRIN			
01 JUDICIAL BRANCH			
06 COURT SECURITY			
10 PERSONAL SERVICES - PERMANENT			
18 OVERTIME	632,564	642,329	
20 CURRENT EXPENSES	2,000	2,000	
30 EQUIPMENT NEW/REPLACEMENT	21,500	19,000	
50 PERSONAL SERVICE-TEMP/APPOINTE	126,600	14,000	
60 BENEFITS	1,523,887	1,498,328	
70 IN-STATE TRAVEL	351,365	353,023	
92 SHERIFF REIMBURSEMENT	20,000	20,000	
TOTAL	1,457,110	1,457,110	
TOTAL			
ESTIMATED SOURCE OF FUNDS FOR	4,135,026	4,005,790	
COURT SECURITY			
GENERAL FUND	4,135,026	4,005,790	
TOTAL	4,135,026	4,005,790	
02 ADMIN OF JUSTICE & PUBLIC PRIN			
01 JUDICIAL BRANCH			
07 WORKER'S COMPENSATION			
90 WORKER'S COMPENSATION			
TOTAL	150,000	150,000	
TOTAL			
ESTIMATED SOURCE OF FUNDS FOR	150,000	150,000	
WORKER'S COMPENSATION			
GENERAL FUND	150,000	150,000	
TOTAL	150,000	150,000	
02 ADMIN OF JUSTICE & PUBLIC PRIN			
01 JUDICIAL BRANCH			
08 ADMINISTRATIVE OFFICE OF THE COURTS			
99 ADMINISTRATIVE OFFICE			
TOTAL	3,959,332	4,034,760	
TOTAL			
ESTIMATED SOURCE OF FUNDS FOR	3,959,332	4,034,760	
ADMINISTRATIVE OFFICE OF THE COURTS			
GENERAL FUND	3,959,332	4,034,760	
TOTAL	3,959,332	4,034,760	
TOTAL			
ESTIMATED SOURCE OF FUNDS FOR	63,518,589	64,074,628	
JUDICIAL BRANCH			
GENERAL FUND	62,619,589	63,175,628	

		----- FISCAL YEAR 2004 -----		----- FISCAL YEAR 2005 -----	
		(CONT.)		(CONT.)	
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02 ADMIN OF JUSTICE & PUBLIC PRIN					
01 JUDICIAL BRANCH					
OTHER FUNDS					
TOTAL			899,000		899,000
			63,518,589		64,014,628
02 ADMIN OF JUSTICE & PUBLIC PRIN					
02 ADJUTANT GENERAL DEPARTMENT					
01 NEW HAMPSHIRE NATIONAL GUARD					
01 ADMINISTRATION AND ARMORIES					
10	PERSONAL SERVICES - PERMANENT	730,393		772,321	
11	SALARY OF ADJUTANT GENERAL	89,128		89,328	
12	PERSONAL SERVICES-UNCLASSIFIED	76,526		77,255	
18	OVERTIME	11,000		13,000	
20	CURRENT EXPENSES	63,931		60,000	
22	RENTS&LEASES OTHER THAN STATE	1,776		1,776	
23	HEAT, ELECTRICITY & WATER	300,000		307,593	
26	ORGANIZATIONAL DUES	950		950	
30	EQUIPMENT NEW/REPLACEMENT	1		1	
41	AUDIT FUND SET ASIDE	26		26	
42	AUDIT FUND PRINCE BENEFITS	1,344		1,344	
46	TRANSFERS TO OTHER STATE AGENCIES	812		812	
60	BENEFITS	335,607		348,929	
70	IN-STATE TRAVEL	9,300		9,300	
80	OUT-OF STATE TRAVEL	1		1	
92	DEPARTMENTAL MAIN-REPAIR	96,625		79,999	
93	UNIFORM ALLOWANCE EXPENDITURES	1		1	
TOTAL		1,717,421		1,762,436	
ESTIMATED SOURCE OF FUNDS FOR					
ADMINISTRATION AND ARMORIES					
00	FEDERAL FUNDS		25,766		25,766
00	GENERAL FUND		1,691,655		1,736,670
TOTAL			1,717,421		1,762,436
02 ADMIN OF JUSTICE & PUBLIC PRIN					
02 ADJUTANT GENERAL DEPARTMENT					
01 NEW HAMPSHIRE NATIONAL GUARD					
02 ENGINEERING TECHNICIAN					
10	PERSONAL SERVICES - PERMANENT	105,087		107,056	
18	OVERTIME	3,000		3,000	
20	CURRENT EXPENSES	1,500		1,500	
41	AUDIT FUND SET ASIDE	157		160	
42	AUDIT FUND PRINCE BENEFITS	6,810		6,934	
46	TRANSFERS TO OTHER STATE AGENCIES	28		28	
60	BENEFITS	39,993		40,721	

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(CONT.)								
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(CONT.)								
(CONT.)								
02 ADMIN OF JUSTICE & PUBLIC PRIN								
01 ADJUTANT GENERAL DEPARTMENT								
01 NEW HAMPSHIRE NATIONAL GUARD								
02 ENGINEERING TECHNICIAN								
TOTAL					156,575		159,399	
ESTIMATED SOURCE OF FUNDS FOR								
ENGINEERING TECHNICIAN								
00 FEDERAL FUNDS					156,575		159,399	
TOTAL					156,575		159,399	
02 ADMIN OF JUSTICE & PUBLIC PRIN								
02 ADJUTANT GENERAL DEPARTMENT								
01 NEW HAMPSHIRE NATIONAL GUARD								
03 SURFACE FUEL								
41 AUDIT FUND SET ASIDE					81		81	
90 FUEL USAGE					80,000		80,000	
TOTAL					80,081		80,081	
ESTIMATED SOURCE OF FUNDS FOR								
SURFACE FUEL								
00 FEDERAL FUNDS					80,081		80,081	
TOTAL					80,081		80,081	
02 ADMIN OF JUSTICE & PUBLIC PRIN								
02 ADJUTANT GENERAL DEPARTMENT								
01 NEW HAMPSHIRE NATIONAL GUARD								
04 ARMY NATIONAL GUARD HNT/OPER								
10 PERSONAL SERVICES - PERMANENT					73,336		75,801	
18 OVERTIME					1		1	
20 CURRENT EXPENSES					7,001		7,601	
23 HEAT, ELECTRICITY & WATER					135,000		140,000	
41 AUDIT FUND SET ASIDE					213		225	
42 ADDITIONAL FRINGE BENEFITS					3,465		3,582	
49 TRANSFERS TO OTHER STATE AGENCIES					84		84	
60 BENEFITS					27,134		28,064	
90 DEPARTMENTAL MAINT-REPAIR					36,000		42,500	
TOTAL					282,236		297,840	
ESTIMATED SOURCE OF FUNDS FOR								
ARMY NATIONAL GUARD HNT/OPER								
00 FEDERAL FUNDS					212,596		224,332	
GENERAL FUND					69,638		73,508	
TOTAL					282,236		297,840	

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02 ADMIN OF JUSTICE & PUBLIC PRTN								
02 ADJUTANT GENERAL DEPARTMENT								
01 NEW HAMPSHIRE NATIONAL GUARD								
05 AIR NATIONAL GUARD MNT/OPER								
10 PERSONAL SERVICES - PERMANENT								
18 OVERTIME					587,742		607,474	
20 CURRENT EXPENSES					25,000		25,000	
22 RENT&LEASES OTHER THAN STATE					68,620		72,222	
23 HEAT, ELECTRICITY & WATER					1,872		1,900	
30 EQUIPMENT NEW/REPLACEMENT					768,536		800,000	
41 AUDIT FUND SET ASIDE					2,000		2,000	
42 ADDITIONAL FRINGE BENEFITS					1,275		1,377	
49 TRANSFRS TO OTHER STATE AGENCS					28,952		29,884	
60 BENEFITS					532		532	
70 IN-STATE TRAVEL					220,412		227,713	
90 DEPARTMENTAL MAIN-REPAIR					100		100	
91 PEASE JOINT USE AGREEMENT					54,190		58,690	
TOTAL					25,000		25,000	
ESTIMATED SOURCE OF FUNDS FOR						1,784,231		1,851,892
AIR NATIONAL GUARD MNT/OPER								
00 FEDERAL FUNDS					1,326,980		1,377,985	
TOTAL					1,457,231		1,473,907	
TOTAL					1,784,231		1,851,892	
02 ADMIN OF JUSTICE & PUBLIC PRTN								
02 ADJUTANT GENERAL DEPARTMENT								
01 NEW HAMPSHIRE NATIONAL GUARD								
06 AIR GUARD SECURITY								
10 PERSONAL SERVICES - PERMANENT								
19 HOLIDAY PAY					321,550		331,582	
20 CURRENT EXPENSES					15,000		15,000	
41 AUDIT FUND SET ASIDE					10,800		10,800	
42 ADDITIONAL FRINGE BENEFITS					494		509	
49 TRANSFRS TO OTHER STATE AGENCS					21,203		21,835	
60 BENEFITS					336		336	
TOTAL					124,524		128,235	
ESTIMATED SOURCE OF FUNDS FOR						493,907		508,297
AIR GUARD SECURITY								
00 FEDERAL FUNDS					493,907		508,297	
TOTAL					493,907		508,297	

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02 ADMIN OF JUSTICE & PUBLIC PRTN								
02 ADJUTANT GENERAL DEPARTMENT								
01 NEW HAMPSHIRE NATIONAL GUARD								
07 ARNG TRAINING SITE								
10 PERSONAL SERVICES - PERMANENT								
18 OVERTIME				75,555		77,791		
20 CURRENT EXPENSES				4,500		4,500		
23 HEAT, ELECTRICITY & WATER		D		16,000		16,500		
30 EQUIPMENT NEW/REPLACEMENT				154,650		154,650		
41 AUDIT FUND SET ASIDE		D		1		1		
42 ADDITIONAL FRINGE BENEFITS		D		448		460		
49 TRANSFERS TO OTHER STATE AGENCIES		D		5,044		5,185		
60 BENEFITS		D		84		84		
70 IN-STATE TRAVEL				29,620		30,448		
90 DEPARTMENTAL MAINTENANCE				100		100		
				162,000		170,000		
TOTAL					448,002		459,719	
ESTIMATED SOURCE OF FUNDS FOR								
ARNG TRAINING SITE								
100 FEDERAL FUNDS								
TOTAL					448,002		459,719	
02 ADMIN OF JUSTICE & PUBLIC PRTN								
02 ADJUTANT GENERAL DEPARTMENT								
01 NEW HAMPSHIRE NATIONAL GUARD								
08 ARMORY RENTAL AND USAGE SUPPOR								
18 OVERTIME								
42 ADDITIONAL FRINGE BENEFITS		D		28,000		30,000		
60 BENEFITS				1,764		1,890		
70 IN-STATE TRAVEL				10,360		11,100		
90 BLDG REPAIR AND MAINTENANCE		D		1,200		1,500		
91 MAINT ARMORY SUPPORT RENTALS				10,000		10,000		
				13,000		13,000		
TOTAL					64,324		67,490	
ESTIMATED SOURCE OF FUNDS FOR								
ARMORY RENTAL AND USAGE SUPPOR								
03 REVOLVING FUNDS								
09 AGENCY INCOME								
					10,000		10,000	
					54,324		57,490	
TOTAL								
					64,324		67,490	

* OF THIS SUM \$10,000 EACH YEAR IS FROM THE SCHOLARSHIP ACCOUNT AND IS TO BE USED TO FUND EXPENDITURES OUT OF CLASS 90 ONLY.	
TOTAL	

* OF THIS SUM \$10,000 EACH YEAR IS FROM THE SCHOLARSHIP ACCOUNT AND IS TO BE USED TO FUND EXPENDITURES OUT OF CLASS 90 ONLY.

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02 ADMIN OF JUSTICE & PUBLIC PRTN					
02 ADJUTANT GENERAL DEPARTMENT					
01 NEW HAMPSHIRE NATIONAL GUARD					
09 PEASE ANG ADMINISTRATION					
10 PERSONAL SERVICES - PERMANENT					
18 OVERTIME		80,380		82,665	
41 AUDIT FUND SET ASIDE	D	11,000		12,000	
42 ADDITIONAL FRINGE BENEFITS	D	132		136	
49 TRANSFERS TO OTHER STATE AGENCIES	D	5,757		5,964	
60 BENEFITS	D	56		56	
		33,811		35,026	
TOTAL		131,136		135,847	
ESTIMATED SOURCE OF FUNDS FOR					
PEASE ANG ADMINISTRATION					
00 FEDERAL FUNDS		131,136		135,847	
TOTAL		131,136		135,847	
02 ADMIN OF JUSTICE & PUBLIC PRTN					
02 ADJUTANT GENERAL DEPARTMENT					
01 NEW HAMPSHIRE NATIONAL GUARD					
10 FIRE DEPARTMENT - PEASE					
10 PERSONAL SERVICES - PERMANENT					
18 OVERTIME		1,417,097		1,456,055	
19 HOLIDAY PAY		20,000		20,000	
20 CURRENT EXPENSES		20,000		20,000	
30 EQUIPMENT NEW/REPLACEMENT		95,000		95,000	
41 AUDIT FUND SET ASIDE	D	1		1	
42 ADDITIONAL FRINGE BENEFITS	D	2,323		2,378	
49 TRANSFERS TO OTHER STATE AGENCIES	D	68,953		70,667	
60 BENEFITS	D	68,980		980	
70 IN-STATE TRAVEL		579,826		594,240	
80 OUT-OF STATE TRAVEL		3,000		3,000	
		5,000		5,000	
TOTAL		2,322,180		2,377,321	
ESTIMATED SOURCE OF FUNDS FOR					
FIRE DEPARTMENT - PEASE					
00 FEDERAL FUNDS		2,322,180		2,377,321	
TOTAL		2,322,180		2,377,321	
02 ADMIN OF JUSTICE & PUBLIC PRTN					
02 ADJUTANT GENERAL DEPARTMENT					
01 NEW HAMPSHIRE NATIONAL GUARD					
11 ARNG ENVIRONMENTAL RESOURCES					
10 PERSONAL SERVICES - PERMANENT					
18 OVERTIME		110,817		115,803	
20 CURRENT EXPENSES		3,500		3,500	
41 AUDIT FUND SET ASIDE	D	1,200		1,200	
42 ADDITIONAL FRINGE BENEFITS	D	475		562	
		7,202		7,517	

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(CONT.)					
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D					
49 TRANSFERS TO OTHER STATE AGENCIES					
60 BENEFITS		84		84	
70 IN-STATE TRAVEL		42,297		44,142	
90 ENVIRONMENTAL ACTIVITIES		100		100	
TOTAL		307,100		408,700	
ESTIMATED SOURCE OF FUNDS FOR			472,773		581,628
ARMG ENVIRONMENTAL RESOURCES					
00 FEDERAL FUNDS			472,773		581,628
TOTAL			472,773		581,628
D					
02 ADMIN OF JUSTICE & PUBLIC PRTN					
02 ADJUTANT GENERAL DEPARTMENT					
01 NEW HAMPSHIRE NATIONAL GUARD					
12 PEASE TENANT UTILITIES					
23 HEAT, ELECTRICITY & WATER					
41 AUDIT FUND SET ASIDE		179,200		179,200	
TOTAL		180		180	
ESTIMATED SOURCE OF FUNDS FOR			179,380		179,380
PEASE TENANT UTILITIES					
00 FEDERAL FUNDS			179,380		179,380
TOTAL			179,380		179,380
D					
02 ADMIN OF JUSTICE & PUBLIC PRTN					
02 ADJUTANT GENERAL DEPARTMENT					
01 NEW HAMPSHIRE NATIONAL GUARD					
13 ARMY GUARD SECURITY					
41 AUDIT FUND SET ASIDE					
90 SECURITY EXPENDITURES		458		458	
TOTAL		457,500		457,500	
ESTIMATED SOURCE OF FUNDS FOR			457,958		457,958
ARMY GUARD SECURITY					
00 FEDERAL FUNDS			457,958		457,958
TOTAL			457,958		457,958

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02 ADMIN OF JUSTICE & PUBLIC PRTN								
02 ADJUTANT GENERAL DEPARTMENT								
01 NEW HAMPSHIRE NATIONAL GUARD								
14 ENVIRONMENTALIST III								
10 PERSONAL SERVICES - PERMANENT								
41 AUDIT FUND SET ASIDE				D	42,211	43,198		
42 ADDITIONAL FRINGE BENEFITS				D	48	49		
49 TRANSFERS TO OTHER STATE AGENCS				D	2,071	2,117		
60 BENEFITS				D	28	28		
					15,618	15,983		
TOTAL					59,976	61,375		
ESTIMATED SOURCE OF FUNDS FOR								
ENVIRONMENTALIST III								
00 FEDERAL FUNDS					45,512	46,573		
GENERAL FUND					14,464	14,802		
TOTAL					59,976	61,375		
02 ADMIN OF JUSTICE & PUBLIC PRTN								
02 ADJUTANT GENERAL DEPARTMENT								
01 NEW HAMPSHIRE NATIONAL GUARD								
15 PEASE 100% UTILITIES								
23 HEAT, ELECTRICITY & WATER				D	264,900	274,400		
41 AUDIT FUND SET ASIDE				D	266	275		
TOTAL					265,166	274,675		
ESTIMATED SOURCE OF FUNDS FOR								
PEASE 100% UTILITIES								
00 FEDERAL FUNDS					265,166	274,675		
TOTAL					265,166	274,675		
02 ADMIN OF JUSTICE & PUBLIC PRTN								
02 ADJUTANT GENERAL DEPARTMENT								
01 NEW HAMPSHIRE NATIONAL GUARD								
16 CPP BASIC POSITION								
10 PERSONAL SERVICES - PERMANENT								
18 OVERTIME					62,996	64,272		
20 CURRENT EXPENSES					1,000	1,000		
41 AUDIT FUND SET ASIDE				D	2,000	2,000		
42 ADDITIONAL FRINGE BENEFITS				D	100	102		
49 TRANSFERS TO OTHER STATE AGENCS				D	4,032	4,113		
60 BENEFITS				D	56	56		
70 IN-STATE TRAVEL					23,679	24,151		
80 OUT-OF STATE TRAVEL					1,500	1,500		
					4,000	4,000		
TOTAL					99,363	101,194		
ESTIMATED SOURCE OF FUNDS FOR								
CPP BASIC POSITION								
00 FEDERAL FUNDS					99,363	101,194		

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02 ADMIN OF JUSTICE & PUBLIC PRIN 02 ADJUTANT GENERAL DEPARTMENT 01 NEW HAMPSHIRE NATIONAL GUARD 16 CPP BASIC POSITION				(CONT.) (CONT.) (CONT.) (CONT.)		
TOTAL					99,363	101,194
02 ADMIN OF JUSTICE & PUBLIC PRIN 02 ADJUTANT GENERAL DEPARTMENT 01 NEW HAMPSHIRE NATIONAL GUARD 17 AASF ARMY AVIATION SUPP FACIL						
10 PERSONAL SERVICES - PERMANENT						
18 OVERTIME				82,639		84,968
20 CURRENT EXPENSES				15,000		15,000
22 RENT&LEASES OTHER THAN STATE				33,000		37,000
23 HEAT, ELECTRICITY & WATER				3,000		3,000
30 EQUIPMENT NEW/REPLACEMENT				173,000		182,500
41 AUDIT FUND SET ASIDE				300,000		300,000
42 SOCIAL PRIME BENEFITS				961		699
60 TRANSFERS TO OTHER STATE AGENCS				6,152		6,299
70 IN-STATE TRAVEL				28		28
90 DEPARTMENTAL MAIN-REPAIR				36,126		36,988
93 LEASE EXPENDITURES				1,500		2,000
TOTAL				125,000		135,000
ESTIMATED SOURCE OF FUNDS FOR AASF ARMY AVIATION SUPP FACIL 00 FEDERAL FUNDS				162,500		162,500
TOTAL				939,386		697,982
02 ADMIN OF JUSTICE & PUBLIC PRIN 02 ADJUTANT GENERAL DEPARTMENT 01 NEW HAMPSHIRE NATIONAL GUARD 18 MINOR CONSTRUCTION					939,386	697,982
41 AUDIT FUND SET ASIDE						
90 MINOR CONSTRUCTION				176		206
TOTAL				175,000		205,000
ESTIMATED SOURCE OF FUNDS FOR MINOR CONSTRUCTION 00 FEDERAL FUNDS					175,176	205,206
TOTAL					175,176	205,206

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	FISCAL YEAR 2004	FISCAL YEAR 2005
.....

02 ADMIN OF JUSTICE & PUBLIC PRTN
02 ADJUTANT GENERAL DEPARTMENT
01 NEW HAMPSHIRE NATIONAL GUARD
19 ARMY GUARD 100% FED SUPP FAC

20	CURRENT EXPENSES	D
23	HEAT, ELECTRICITY & WATER	D
41	AUDIT FUND SET ASIDE	
90	DEPARTMENTAL MAIN-REPAIR	

15,000	16,600
154,650	155,700
469	472
298,887	298,887

16,600
155,700
472
298,887

471.659

469,006

TOTAL

ESTIMATED SOURCE OF FUNDS FOR
ARMY GUARD 100% FED SUPP FAC
00 FEDERAL FUNDS
TOTAL

471,659
471,659
471,659

469,006
469,006
469,006

02 ADMIN OF JUSTICE & PUBLIC PRIN
02 ADJUTANT GENERAL DEPARTMENT
01 NEW HAMPSHIRE NATIONAL GUARD
20 TELECOMMUNICATIONS

41 AUDIT FUND SET ASIDE
90 DEPARTMENTAL MAIN-REPAIR

132
130,959

131.091

TOTAL
ESTIMATED SOURCE OF FUNDS FOR
TELECOMMUNICATIONS
00 FEDERAL FUNDS
TOTAL

131,091
131,091
131,091

131,091
131,091
131,091

02 ADMIN OF JUSTICE & PUBLIC PRIN
02 ADJUTANT GENERAL DEPARTMENT
01 NEW HAMPSHIRE NATIONAL GUARD
21 DISTANCE LEARNING

20 CURRENT EXPENSES
30 EQUIPMENT NEW/REPLACEMENT
41 AUDIT FUND SET ASIDE
70 IN-STATE TRAVEL
80 OUT-OF STATE TRAVEL
90 DEPARTMENTAL MAINT-REPAIR

77,066	79,066
20,000	20,000
149	172
5,000	6,000
26,000	26,000
20,000	40,000

79,066
20,000
172
6,000
26,000
40,000

171,238

148,215

TOTAL

ESTIMATED SOURCE OF FUNDS FOR
DISTANCE LEARNING
00 FEDERAL FUNDS
TOTAL

171,238
171,238
171,238

148,215
148,215
148,215

HB 0001	PAGE 99	06/03/03	----- FISCAL YEAR 2004 -----	----- FISCAL YEAR 2005 -----
02 ADMIN OF JUSTICE & PUBLIC PRIN				
02 ADJUTANT GENERAL DEPARTMENT				
01 NEW HAMPSHIRE NATIONAL GUARD				
22 ARMY GUARD MAILROOM OPERATIONS				
10 PERSONAL SERVICES - PERMANENT				
18 OVERTIME		25,721		25,721
20 CURRENT EXPENSES		3,000		3,000
30 EQUIPMENT NEW/REPLACEMENT		1,600		1,800
41 AUDIT FUND SET ASIDE	D	21,600		22,248
42 ADDITIONAL FRINGE BENEFITS	D	76		77
60 BENEFITS		1,810		1,810
90 DEPARTMENTAL MAIN-REPAIR		10,627		10,627
TOTAL		74,434		75,283
ESTIMATED SOURCE OF FUNDS FOR				
ARMY GUARD MAILROOM OPERATIONS				
00 FEDERAL FUNDS		74,434		75,283
TOTAL		74,434		75,283
02 ADMIN OF JUSTICE & PUBLIC PRIN				
02 ADJUTANT GENERAL DEPARTMENT				
01 NEW HAMPSHIRE NATIONAL GUARD				
23 WORKER'S COMPENSATION				
90 WORKERS COMPENSATION				
TOTAL	D	25,000		25,000
ESTIMATED SOURCE OF FUNDS FOR				
WORKER'S COMPENSATION				
GENERAL FUND		25,000		25,000
TOTAL		25,000		25,000
02 ADMIN OF JUSTICE & PUBLIC PRIN				
02 ADJUTANT GENERAL DEPARTMENT				
01 NEW HAMPSHIRE NATIONAL GUARD				
24 UNEMPLOYMENT COMPENSATION				
90 UNEMPLOYMENT COMPENSATION				
TOTAL	D	500		500
ESTIMATED SOURCE OF FUNDS FOR				
UNEMPLOYMENT COMPENSATION				
GENERAL FUND		500		500
TOTAL		500		500
TOTAL		10,977,515		11,134,491
ESTIMATED SOURCE OF FUNDS FOR				
NEW HAMPSHIRE NATIONAL GUARD				
FEDERAL FUNDS		8,654,683		8,742,614

	HB 0001	PAGE 100	06/03/03	(CONT.)	----- FISCAL YEAR 2004 -----	----- FISCAL YEAR 2005 -----
02 ADMIN OF JUSTICE & PUBLIC PRTN				(CONT.)		
02 ADJUTANT GENERAL DEPARTMENT				(CONT.)		
01 NEW HAMPSHIRE NATIONAL GUARD				(CONT.)		
GENERAL FUND					2,258,508	2,324,387
OTHER FUNDS					66,324	67,490
TOTAL					10,977,515	11,134,491
02 ADMIN OF JUSTICE & PUBLIC PRTN						
02 ADJUTANT GENERAL DEPARTMENT						
02 NH STATE VETERANS CEMETERY						
01 CEMETERY OPERATIONS						
10 PERSONAL SERVICES - PERMANENT						195,086
18 OVERTIME						3,500
20 CURRENT EXPENSES						3,500
22 RENTS&LEASES OTHER THAN STATE						18,851
23 HEAT, ELECTRICITY & WATER						19,276
30 EQUIPMENT NEW/REPLACEMENT						16,245
41 AUDIT FUND SET ASIDE						1
42 ADDITIONAL FRINGE BENEFITS						45
49 TRANSFERS TO OTHER STATE AGENCS						2,665
59 PART-TIME - BENEFITTED						168
60 BENEFITS						16,583
70 IN-STATE TRAVEL						79,613
80 OUT-OF STATE TRAVEL						1
90 CEMETERY OPERATIONS						1
TOTAL					26,500	28,200
ESTIMATED SOURCE OF FUNDS FOR					369,158	380,235
CEMETERY OPERATIONS						
FEDERAL FUNDS					60,000	60,000
00 AGENCY INCOME					9,241	11,751
GENERAL FUND					299,917	308,484
TOTAL					369,158	380,235
01 CEMETERY OPERATIONS						
10 PERSONAL SERVICES - PERMANENT						195,086
18 OVERTIME						3,500
20 CURRENT EXPENSES						3,500
22 RENTS&LEASES OTHER THAN STATE						18,851
23 HEAT, ELECTRICITY & WATER						19,276
30 EQUIPMENT NEW/REPLACEMENT						16,245
41 AUDIT FUND SET ASIDE						1
42 ADDITIONAL FRINGE BENEFITS						45
49 TRANSFERS TO OTHER STATE AGENCS						2,665
59 PART-TIME - BENEFITTED						168
60 BENEFITS						16,583
70 IN-STATE TRAVEL						79,613
80 OUT-OF STATE TRAVEL						1
90 CEMETERY OPERATIONS						1
TOTAL					26,500	28,200
ESTIMATED SOURCE OF FUNDS FOR					369,158	380,235
CEMETERY OPERATIONS						
FEDERAL FUNDS					60,000	60,000
00 AGENCY INCOME					9,241	11,751
GENERAL FUND					299,917	308,484
TOTAL					369,158	380,235
02 ADMIN OF JUSTICE & PUBLIC PRTN						
02 ADJUTANT GENERAL DEPARTMENT						
02 NH STATE VETERANS CEMETERY						
01 CEMETERY OPERATIONS						
10 PERSONAL SERVICES - PERMANENT						195,086
18 OVERTIME						3,500
20 CURRENT EXPENSES						3,500
22 RENTS&LEASES OTHER THAN STATE						18,851
23 HEAT, ELECTRICITY & WATER						19,276
30 EQUIPMENT NEW/REPLACEMENT						16,245
41 AUDIT FUND SET ASIDE						1
42 ADDITIONAL FRINGE BENEFITS						45
49 TRANSFERS TO OTHER STATE AGENCS						2,665
59 PART-TIME - BENEFITTED						168
60 BENEFITS						16,583
70 IN-STATE TRAVEL						79,613
80 OUT-OF STATE TRAVEL						1
90 CEMETERY OPERATIONS						1
TOTAL					26,500	28,200
ESTIMATED SOURCE OF FUNDS FOR					369,158	380,235
CEMETERY OPERATIONS						
FEDERAL FUNDS					60,000	60,000
00 AGENCY INCOME					9,241	11,751
GENERAL FUND					299,917	308,484
TOTAL					369,158	380,235
02 ADMIN OF JUSTICE & PUBLIC PRTN						
02 ADJUTANT GENERAL DEPARTMENT						
02 NH STATE VETERANS CEMETERY						
01 CEMETERY OPERATIONS						
10 PERSONAL SERVICES - PERMANENT						195,086
18 OVERTIME						3,500
20 CURRENT EXPENSES						3,500
22 RENTS&LEASES OTHER THAN STATE						18,851
23 HEAT, ELECTRICITY & WATER						19,276
30 EQUIPMENT NEW/REPLACEMENT						16,245
41 AUDIT FUND SET ASIDE						1
42 ADDITIONAL FRINGE BENEFITS						45
49 TRANSFERS TO OTHER STATE AGENCS						2,665
59 PART-TIME - BENEFITTED						168
60 BENEFITS						16,583
70 IN-STATE TRAVEL						79,613
80 OUT-OF STATE TRAVEL						1
90 CEMETERY OPERATIONS						1
TOTAL					26,500	28,200
ESTIMATED SOURCE OF FUNDS FOR					369,158	380,235
CEMETERY OPERATIONS						
FEDERAL FUNDS					60,000	60,000
00 AGENCY INCOME					9,241	11,751
GENERAL FUND					299,917	308,484
TOTAL					369,158	380,235
02 ADMIN OF JUSTICE & PUBLIC PRTN						
02 ADJUTANT GENERAL DEPARTMENT						
02 NH STATE VETERANS CEMETERY						
01 CEMETERY OPERATIONS						
10 PERSONAL SERVICES - PERMANENT						195,086
18 OVERTIME						3,500
20 CURRENT EXPENSES						3,500
22 RENTS&LEASES OTHER THAN STATE						18,851
23 HEAT, ELECTRICITY & WATER						19,276
30 EQUIPMENT NEW/REPLACEMENT						16,245
41 AUDIT FUND SET ASIDE						1
42 ADDITIONAL FRINGE BENEFITS						45
49 TRANSFERS TO OTHER STATE AGENCS						2,665
59 PART-TIME - BENEFITTED						168
60 BENEFITS						16,583
70 IN-STATE TRAVEL						79,613
80 OUT-OF STATE TRAVEL						1
90 CEMETERY OPERATIONS						1
TOTAL					26,500	28,200
ESTIMATED SOURCE OF FUNDS FOR					369,158	380,235
CEMETERY OPERATIONS						
FEDERAL FUNDS					60,000	60,000
00 AGENCY INCOME					9,241	11,751
GENERAL FUND					299,917	308,484
TOTAL					369,158	380,235
02 ADMIN OF JUSTICE & PUBLIC PRTN						
02 ADJUTANT GENERAL DEPARTMENT						
02 NH STATE VETERANS CEMETERY						
01 CEMETERY OPERATIONS						
10 PERSONAL SERVICES - PERMANENT						195,086
18 OVERTIME						3,500
20 CURRENT EXPENSES						3,500
22 RENTS&LEASES OTHER THAN STATE						18,851
23 HEAT, ELECTRICITY & WATER						19,276
30 EQUIPMENT NEW/REPLACEMENT						16,245
41 AUDIT FUND SET ASIDE						1
42 ADDITIONAL FRINGE BENEFITS						45
49 TRANSFERS TO OTHER STATE AGENCS						2,665
59 PART-TIME - BENEFITTED						168
60 BENEFITS						16,583
70 IN-STATE TRAVEL						79,613
80 OUT-OF STATE TRAVEL						1
90 CEMETERY OPERATIONS						1
TOTAL					26,500	28,200
ESTIMATED SOURCE OF FUNDS FOR					369,158	380,235
CEMETERY OPERATIONS						
FEDERAL FUNDS					60,000	60,000
00 AGENCY INCOME					9,241	11,751
GENERAL FUND					299,917	308,484
TOTAL					369,158	380,235
02 ADMIN OF JUSTICE & PUBLIC PRTN						
02 ADJUTANT GENERAL DEPARTMENT						
02 NH STATE VETERANS CEMETERY						
01 CEMETERY OPERATIONS						
10 PERSONAL SERVICES - PERMANENT						195,086
18 OVERTIME						3,500
20 CURRENT EXPENSES						3,500
22 RENTS&LEASES OTHER THAN STATE						18,851
23 HEAT, ELECTRICITY & WATER						19,276
30 EQUIPMENT NEW/REPLACEMENT						16,245
41 AUDIT FUND SET ASIDE						1
42 ADDITIONAL FRINGE BENEFITS						45
49 TRANSFERS TO OTHER STATE AGENCS						2,665
59 PART-TIME - BENEFITTED						168
60 BENEFITS						16,583
70 IN-STATE TRAVEL						79,613
80 OUT-OF STATE TRAVEL						1
90 CEMETERY OPERATIONS						1
TOTAL					26,500	28,200
ESTIMATED SOURCE OF FUNDS FOR					369,158	380,235
CEMETERY OPERATIONS						
FEDERAL FUNDS					60,000	60,000
00 AGENCY INCOME					9,241	11,751
GENERAL FUND					299,917	308,484
TOTAL					369,158	380,235
02 ADMIN OF JUSTICE & PUBLIC PRTN						
02 ADJUTANT GENERAL DEPARTMENT						
02 NH STATE VETERANS CEMETERY						
01 CEMETERY OPERATIONS						
10 PERSONAL SERVICES - PERMANENT						195,086
18 OVERTIME						3,500
20 CURRENT EXPENSES						3,500
22 RENTS&LEASES OTHER THAN STATE						18,851
23 HEAT, ELECTRICITY & WATER						19,276
30 EQUIPMENT NEW/REPLACEMENT						16,245
41 AUDIT FUND SET ASIDE						1
42 ADDITIONAL FRINGE BENEFITS						45
49 TRANSFERS TO OTHER STATE AGENCS						2,665
59 PART-TIME - BENEFITTED						168
60 BENEFITS						16,583
70 IN-STATE TRAVEL						79,613
80 OUT-OF STATE TRAVEL						1
90 CEMETERY OPERATIONS						1
TOTAL					26,500	28,200
ESTIMATED SOURCE OF FUNDS FOR					369,158	380,235
CEMETERY OPERATIONS						
FEDERAL FUNDS					60,000	60,000
00 AGENCY INCOME					9,241	11,751
GENERAL FUND					299,917	308,484
TOTAL					369,158	380,235
02 ADMIN OF JUSTICE & PUBLIC PRTN						
02 ADJUTANT GENERAL DEPARTMENT						
02 NH STATE VETERANS CEMETERY						
01 CEMETERY OPERATIONS						
10 PERSONAL SERVICES - PERMANENT						195,086
18 OVERTIME						3,500
20 CURRENT EXPENSES						3,500
22 RENTS&LEASES OTHER THAN STATE						18,851
23 HEAT, ELECTRICITY & WATER						19,276
30 EQUIPMENT NEW/REPLACEMENT						1

HB 0001	PAGE 101	06/03/03	(CONT.)	----- FISCAL YEAR 2004 -----	----- FISCAL YEAR 2005 -----
02 ADMIN OF JUSTICE & PUBLIC PRIN			(CONT.)		
02 ADJUTANT GENERAL DEPARTMENT			(CONT.)		
FEDERAL FUNDS					
GENERAL FUND				8,714,683	8,802,614
OTHER FUNDS				2,558,425	2,632,871
TOTAL				73,555	79,541
				11,346,673	11,514,726
02 ADMIN OF JUSTICE & PUBLIC PRIN					
03 AGRICULTURE					
01 OFFICE OF COMMISSIONER					
10 PERSONAL SERVICES - PERMANENT					
11 SALARY OF COMMISSIONER				58,400	59,681
20 CURRENT EXPENSES				84,832	86,182
22 RENT&LEASES OTHER THAN STATE				9,548	9,668
24 MAINT.OTHER THAN BUILD.& GRNDS				500	500
26 ORGANIZATIONAL DUES				200	200
50 PERSONAL SERVICE-TEMP/APPOINTE				8,000	9,000
60 BENEFITS				8,000	10,000
70 IN-STATE TRAVEL				53,608	54,235
TOTAL				3,713	6,113
ESTIMATED SOURCE OF FUNDS FOR				226,801	232,209
OFFICE OF COMMISSIONER					
GENERAL FUND				226,801	232,209
TOTAL				226,801	232,209
02 ADMIN OF JUSTICE & PUBLIC PRIN					
03 AGRICULTURE					
02 BUR WEIGHTS & MEASURES					
10 PERSONAL SERVICES - PERMANENT					
20 CURRENT EXPENSES				168,790	172,613
22 RENT&LEASES OTHER THAN STATE				6,802	6,802
24 MAINT.OTHER THAN BUILD.& GRNDS				900	1,200
26 ORGANIZATIONAL DUES				500	500
50 PERSONAL SERVICE-TEMP/APPOINTE				350	350
60 BENEFITS				62,452	63,827
70 IN-STATE TRAVEL				7,583	7,783
TOTAL				247,377	253,115
ESTIMATED SOURCE OF FUNDS FOR					
BUR WEIGHTS & MEASURES					
GENERAL FUND				247,377	253,115
TOTAL				247,377	253,115

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02 ADMIN OF JUSTICE & PUBLIC PRIN
03 AGRICULTURE
02 BUR WEIGHTS & MEASURES

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(CONT.)
(CONT.)
(CONT.)
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	FISCAL YEAR 2004	FISCAL YEAR 2005
1. Total	100.00	100.00
2. Government	10.00	10.00
3. Private	90.00	90.00
4. Total	100.00	100.00
5. Government	10.00	10.00
6. Private	90.00	90.00
7. Total	100.00	100.00
8. Government	10.00	10.00
9. Private	90.00	90.00
10. Total	100.00	100.00
11. Government	10.00	10.00
12. Private	90.00	90.00
13. Total	100.00	100.00
14. Government	10.00	10.00
15. Private	90.00	90.00
16. Total	100.00	100.00
17. Government	10.00	10.00
18. Private	90.00	90.00
19. Total	100.00	100.00
20. Government	10.00	10.00
21. Private	90.00	90.00
22. Total	100.00	100.00
23. Government	10.00	10.00
24. Private	90.00	90.00
25. Total	100.00	100.00
26. Government	10.00	10.00
27. Private	90.00	90.00
28. Total	100.00	100.00
29. Government	10.00	10.00
30. Private	90.00	90.00
31. Total	100.00	100.00
32. Government	10.00	10.00
33. Private	90.00	90.00
34. Total	100.00	100.00
35. Government	10.00	10.00
36. Private	90.00	90.00
37. Total	100.00	100.00
38. Government	10.00	10.00
39. Private	90.00	90.00
40. Total	100.00	100.00
41. Government	10.00	10.00
42. Private	90.00	90.00
43. Total	100.00	100.00
44. Government	10.00	10.00
45. Private	90.00	90.00
46. Total	100.00	100.00
47. Government	10.00	10.00
48. Private	90.00	90.00
49. Total	100.00	100.00
50. Government	10.00	10.00
51. Private	90.00	90.00
52. Total	100.00	100.00
53. Government	10.00	10.00
54. Private	90.00	90.00
55. Total	100.00	100.00
56. Government	10.00	10.00
57. Private	90.00	90.00
58. Total	100.00	100.00
59. Government	10.00	10.00
60. Private	90.00	90.00
61. Total	100.00	100.00
62. Government	10.00	10.00
63. Private	90.00	90.00
64. Total	100.00	100.00
65. Government	10.00	10.00
66. Private	90.00	90.00
67. Total	100.00	100.00
68. Government	10.00	10.00
69. Private	90.00	90.00
70. Total	100.00	100.00
71. Government	10.00	10.00
72. Private	90.00	90.00
73. Total	100.00	100.00
74. Government	10.00	10.00
75. Private	90.00	90.00
76. Total	100.00	100.00
77. Government	10.00	10.00
78. Private	90.00	90.00
79. Total	100.00	100.00
80. Government	10.00	10.00
81. Private	90.00	90.00
82. Total	100.00	100.00
83. Government	10.00	10.00
84. Private	90.00	90.00
85. Total	100.00	100.00
86. Government	10.00	10.00
87. Private	90.00	90.00
88. Total	100.00	100.00
89. Government	10.00	10.00
90. Private	90.00	90.00
91. Total	100.00	100.00
92. Government	10.00	10.00
93. Private	90.00	90.00
94. Total	100.00	100.00
95. Government	10.00	10.00
96. Private	90.00	90.00
97. Total	100.00	100.00
98. Government	10.00	10.00
99. Private	90.00	90.00
100. Total	100.00	100.00

FEES DEPOSITED WITH GENERAL FUND. FOR THE BIENNIIUM ENDING JUNE 30, 2005, ALL REVENUE RECEIVED FROM WEIGHTS & MEASURES INSPECTION FEES SHALL BE DEPOSITED WITH THE STATE TREASURER AS UNRESTRICTED GENERAL FUND REVENUE.

02 ADMIN OF JUSTICE & PUBLIC PRTN
03 AGRICULTURE
03 BUREAU OF MARKETS

10 PERSONAL SERVICES - PERMANENT
20 CURRENT EXPENSES
22 RENTS&LEASES OTHER THAN STATE
24 MAINT. OTHER THAN BUILD. & GRNDS
26 ORGANIZATIONAL DUES
41 AUDIT FUND SET ASIDE
60 BENEFITS
70 IN-STATE TRAVEL

148,457
5,563
610
500
500
4
54,929
3,406

152,121	
6,200	
610	
500	
700	
4	
56,285	
3,661	

213.969

220,081

3,600
210,369
213,969

3,700
216,381
220,081

02 ADMIN OF JUSTICE & PUBLIC PRIN
03 AGRICULTURE
04 DIV ANIMAL INDUSTRY

10 PERSONAL SERVICES - PERMANENT
11 SALARY OF STATE VETERINARIAN
20 CURRENT EXPENSES
22 RENT/SALES OTHER THAN STATE
24 MAINT. OTHER THAN BUILD. & GRDS
30 ORGANIZATIONAL DUES
36 EQUIPMENT NEW/REPLACEMENT
60 BENEFITS
70 IN-STATE TRAVEL
80 OUT-OF-STATE TRAVEL
93 INDEMNITIES CONDEMNED ANIMAL
94 OPERATION VET DIAG LAB
96 BLOOD TESTING VET DIAG LAB

147,488	81,168	500
71,883	6,650	82,850
15,180		47,373
1,000		
500		
900		

151,660	
71,883	
15,180	
1,000	
500	
900	
2,102	
82,711	
6,650	
2,600	
500	
82,050	
47,373	

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(CONT.)								
(CONT.)								
(CONT.)								
02 ADMIN OF JUSTICE & PUBLIC PRIN								
03 AGRICULTURE								
04 DIV ANIMAL INDUSTRY								
TOTAL								
ESTIMATED SOURCE OF FUNDS FOR								
DIV ANIMAL INDUSTRY								
GENERAL FUND								
TOTAL								
02 ADMIN OF JUSTICE & PUBLIC PRIN								
03 AGRICULTURE								
05 PESTICIDE REGULATION PROGRAMS								
01 PESTICIDE CONTROL								
10 PERSONAL SERVICES - PERMANENT								
20 CURRENT EXPENSES								
22 RENT&LEASES OTHER THAN STATE								
24 MAINT. OTHER THAN BUILD. & GRNDS								
26 ORGANIZATIONAL DUES								
49 TRANSFERS TO OTHER STATE AGENCS								
60 BENEFITS								
70 IN-STATE TRAVEL								
90 INTEGRATED PEST MANAGEMENT								
91 PESTICIDES TRAINING PROGRAM								
TOTAL								
ESTIMATED SOURCE OF FUNDS FOR								
PESTICIDE CONTROL								
05 PRIVATE LOCAL FUNDS								
07 AGENCY INCOME								
09 AGENCY INCOME								
GENERAL FUND								
TOTAL								
02 ADMIN OF JUSTICE & PUBLIC PRIN								
03 AGRICULTURE								
05 PESTICIDE REGULATION PROGRAMS								
02 PESTICIDE MANAGEMENT								
10 PERSONAL SERVICES - PERMANENT								
20 CURRENT EXPENSES								
30 EQUIPMENT REPLACEMENT								
40 INDIRECT COSTS								
41 ADDITIONAL COSTS								
42 ADDITIONAL FRINGE BENEFITS								
46 CONSULTANTS								
49 TRANSFERS TO OTHER STATE AGENCS								
50 PERSONAL SERVICE-TEMP/APPOINTE								

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02 ADMIN OF JUSTICE & PUBLIC PRIN						
03 AGRICULTURE						
05 PESTICIDE REGULATION PROGRAMS						
02 PESTICIDE MANAGEMENT						
(CONT.)						
60 BENEFITS						
70 IN-STATE TRAVEL		40,338			41,773	
80 OUT-OF STATE TRAVEL		6,700			6,700	
		3,000			3,000	
TOTAL						311,813
ESTIMATED SOURCE OF FUNDS FOR						
PESTICIDE MANAGEMENT						
00 FEDERAL FUNDS		304,902			304,902	311,813
TOTAL						311,813
TOTAL						
ESTIMATED SOURCE OF FUNDS FOR					628,981	644,310
PESTICIDE REGULATION PROGRAMS						
FEDERAL FUNDS					304,902	311,813
GENERAL FUND					245,829	254,247
OTHER FUNDS					78,250	78,250
TOTAL					628,981	644,310
02 ADMIN OF JUSTICE & PUBLIC PRIN						
03 AGRICULTURE						
06 DIVISION OF PLANT INDUSTRY						
(CONT.)						
10 PERSONAL SERVICES - PERMANENT						133,410
20 CURRENT EXPENSES					128,852	4,479
24 MAINT. OTHER THAN BUILD. & GRNDS					3,879	400
26 ORGANIZATIONAL DUES					400	650
28 TRANSFERS TO GENERAL SERVICES					650	10,835
60 BENEFITS					10,699	49,362
70 IN-STATE TRAVEL					47,675	3,728
80 OUT-OF STATE TRAVEL					3,500	2,100
90 APIARY INSPECTION					6,000	6,000
* FUNDS TO BE EXPENDED PURSUANT TO						
CHAPTER 270, LAWS OF 2000						
TOTAL					201,655	210,964
ESTIMATED SOURCE OF FUNDS FOR						
DIVISION OF PLANT INDUSTRY						
GENERAL FUND					201,655	210,964
TOTAL					201,655	210,964

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02 ADMIN OF JUSTICE & PUBLIC PRIN						
03 AGRICULTURE						
07 SOIL CONSERVATION						
11 PERSONAL SERVICES - PERMANENT						
20 CURRENT EXPENSES				47,236		50,378
26 ORGANIZATIONAL DUES				283		283
60 BENEFITS				100		100
70 IN-STATE TRAVEL				17,477		18,640
90 SOIL CONSERVATION				907		900
91 CONSERVATION * PLATE GRANTS	*			175,287		170,982
92 CONSERVATION * PLATE COSTS	*			94,020		94,050
				10,450		10,450
* FUNDS TO BE EXPENDED PURSUANT TO RSA 261:97-C,III AND VII.						
TOTAL					345,783	345,783
ESTIMATED SOURCE OF FUNDS FOR						
SOIL CONSERVATION						
08 AGENCY INCOME	I			104,500		104,500
09 AGENCY INCOME	I			100,000		100,000
GENERAL FUND				141,283		141,283
TOTAL				345,783		345,783
02 ADMIN OF JUSTICE & PUBLIC PRIN						
03 AGRICULTURE						
08 DIV AGRICULTURAL DEVELOPMENT						
10 PERSONAL SERVICES - PERMANENT						
11 PERSONAL SERVICES-UNCLASSIFIED				73,378		75,430
20 CURRENT EXPENSES				63,176		63,176
22 RENT/LEASES OTHER THAN STATE				129,027		129,541
23 HEAT, ELECTRICITY & WATER				1,000		1,000
24 MAINT. OTHER THAN BUILD. & GRNDS				800		800
26 ORGANIZATIONAL DUES				500		3,000
60 BENEFITS				200		200
70 IN-STATE TRAVEL				50,525		51,284
92 MARKETING				20,650		1,950
94 BUILDING ACCOUNT				20,416		25,000
95 AGRICULTURAL PROMOTIONS				23,000		23,000
				14		14
TOTAL					363,686	374,395
ESTIMATED SOURCE OF FUNDS FOR						
DIV AGRICULTURAL DEVELOPMENT						
03 REVOLVING FUNDS	I			23,504		23,504
GENERAL FUND				340,182		350,891
TOTAL				363,686		374,395

		----- FISCAL YEAR 2004 -----	----- FISCAL YEAR 2005 -----
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02 ADMIN OF JUSTICE & PUBLIC PRIN			
03 AGRICULTURE			
09 PRODUCT & SCALE TESTING FUND			
10 PERSONAL SERVICES - PERMANENT			
20 CURRENT EXPENSES	D	32,939	33,653
28 TRANSFERS TO GENERAL SERVICES		6,400	9,332
30 EQUIPMENT NEW/REPLACEMENT	D	1,330	4,900
42 ADDITIONAL FRINGE BENEFITS		6,800	1,952
46 CONSULTANTS		1,910	5,000
50 PERSONAL SERVICE-TEMP/APPOINTEE		8,000	23,253
60 BENEFITS		23,253	14,231
70 IN-STATE TRAVEL		13,966	2,551
80 OUT-OF-STATE TRAVEL		2,551	8,877
90 TESTING SERVICES		8,877	32,500
TOTAL		138,526	134,339
ESTIMATED SOURCE OF FUNDS FOR			
PRODUCT & SCALE TESTING FUND			
03 REVOLVING FUNDS	I	138,526	134,339
TOTAL		138,526	134,339
02 ADMIN OF JUSTICE & PUBLIC PRIN			
03 AGRICULTURE			
10 ANIMAL POPULATION CONTROL			
10 PERSONAL SERVICES - PERMANENT			
20 CURRENT EXPENSES		25,999	27,054
24 MAINT. OTHER THAN BUILD. & GRNDS		4,100	4,450
30 EQUIPMENT NEW/REPLACEMENT		200	1,600
42 ADDITIONAL FRINGE BENEFITS	D	500	1,529
45 PERSONNEL SERVICES/NON BENEFIT		1,508	161,948
60 BENEFITS		161,948	10,010
70 IN-STATE TRAVEL		9,620	250
TOTAL		204,125	207,281
ESTIMATED SOURCE OF FUNDS FOR			
ANIMAL POPULATION CONTROL			
03 REVOLVING FUNDS	I	204,125	207,281
TOTAL		204,125	207,281

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02 ADMIN OF JUSTICE & PUBLIC PRTN			
03 AGRICULTURE			
11 WORKER'S COMPENSATION			
95 WORKER'S COMPENSATION		D	
99 UNEMPLOYMENT COMPENSATION		D	
TOTAL			
ESTIMATED SOURCE OF FUNDS FOR			
WORKER'S COMPENSATION			
GENERAL FUND			
TOTAL			2,500
			1,900
			4,400
			4,400
			4,400
			4,400
02 ADMIN OF JUSTICE & PUBLIC PRTN			
03 AGRICULTURE			
12 VETERINARY EXAMINERS BOARD			
10 PERSONAL SERVICES - PERMANENT			
20 CURRENT EXPENSES			
26 ORGANIZATIONAL DUES			
30 EQUIPMENT NEW/REPLACEMENT			
40 TRANSFERS TO OTHER STATE AGENCIES			
50 PERSONAL SERVICE-TEMP/APPOINTEE		D	
60 BENEFITS			
70 IN-STATE TRAVEL			
80 OUT-OF STATE TRAVEL			
TOTAL			
ESTIMATED SOURCE OF FUNDS FOR			
VETERINARY EXAMINERS BOARD			
GENERAL FUND			
TOTAL			29,553
			5,000
			500
			500
			500
			26,834
			5,225
			11,335
			2,000
			1,100
			82,067
			82,067
			82,067

ESTABLISHMENT OF FEES BY BOARDS & COMMISSIONS. ALL BOARDS AND COMMISSIONS WHICH HAVE NOT ALREADY ESTABLISHED FEES FOR EXAMINATION APPLICANTS, APPLICANTS FOR A LICENSE OR REGISTRATION, A PUBLICATION WHICH THEY SELL, OR ANY OTHER PROGRAM FOR WHICH THEY ARE SPECIFICALLY AUTHORIZED TO CHARGE A FEE SHALL ADOPT RULES UNDER RSA 541-A RELATIVE TO FEES FOR SUCH PROGRAMS. SUCH FEES SHALL RECOVER, ON AN ANNUAL OR BIENNIAL BASIS THE FULL COST OF THE PROGRAM INCLUDING THE COST OF SUPPORT AND ADMINISTRATIVE SERVICES PROVIDED BY OTHER AGENCIES, OR 125% OF THE DIRECT COST OF THE BOARD OR COMMISSION RELATING TO THE PROGRAM,

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02 ADMIN OF JUSTICE & PUBLIC PRTN	(CONT.)				
03 AGRICULTURE	(CONT.)				
12 VETERINARY EXAMINERS BOARD	(CONT.)				
WHICHEVER IS GREATER. A BOARD OR COMMISSION WHICH ESTABLISHES FEES FOR EXAMINATION. APPLICANTS MAY EXPEND SUCH FUNDS FOR EXAMINATIONS, RELATED SERVICES, OR SUPPLIES, AS NEEDED, BUT NOT TO EXCEED THE DIRECT COST OF THE EXAMINATION.					
02 ADMIN OF JUSTICE & PUBLIC PRTN					
03 AGRICULTURE					
13 CAPS PROGRAM					
10 PERSONAL SERVICES - PERMANENT		40,346		42,152	
20 CURRENT EXPENSES		10,000		9,000	
30 EQUIPMENT NEW/REPLACEMENT		11,580		9,749	
40 INDIRECT COSTS		12,607		12,858	
41 AUDIT FUND SET ASIDE	E	104		104	
42 ADDITIONAL FRINGE BENEFITS	D	2,340		2,445	
50 PERSONAL SERVICE-TEMP/APPOINTEE		4,200		4,200	
60 BENEFITS		15,250		15,919	
70 IN-STATE TRAVEL		4,000		4,000	
80 OUT-OF STATE TRAVEL		3,000		3,000	
TOTAL			103,427		103,427
ESTIMATED SOURCE OF FUNDS FOR CAPS PROGRAM			103,427		103,427
00 FEDERAL FUNDS			103,427		103,427
TOTAL					
TOTAL			3,216,031		3,278,260
ESTIMATED SOURCE OF FUNDS FOR AGRICULTURE					
FEDERAL FUNDS			411,929		418,940
GENERAL FUND			2,155,197		2,211,446
OTHER FUNDS			3,668,905		3,647,874
TOTAL			3,216,031		3,278,260

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02 ADMIN OF JUSTICE & PUBLIC PRIN				
04 DEPARTMENT OF JUSTICE				
01 OFFICE OF THE ATTORNEY GENERAL				
01 ATTORNEY GENERAL				
10 PERSONAL SERVICES - PERMANENT	344,560		354,869	
11 SALARY OF ATTORNEY GENERAL	99,317		99,317	
12 SALARY OF DEPUTY ATTY GENERAL	94,625		94,625	
16 DIRECTOR OF ADMINISTRATION	67,249		68,919	
20 CURRENT EXPENSES	65,000		66,350	
24 MAINT. OTHER THAN BUILD. & GRNDS	60,413		65,173	
26 ORGANIZATIONAL DUES	25,000		25,750	
30 EQUIPMENT NEW/REPLACEMENT	32,500		32,500	
50 PERSONAL SERVICE-TEMP/APPOINTEE	1,045		1,045	
70 IN-STATE TRAVEL	199,207		203,639	
80 OUT-OF STATE TRAVEL	2,150		2,250	
90 LAW BOOKS	2,500		2,600	
93 LITIGATION EXPENSE	325,000		30,900	
95 LEGAL JOURNALS	25,000		325,000	
97 WITNESS FEES & EXPENSES	800,000		25,750	
TOTAL	2,173,566		800,000	
ESTIMATED SOURCE OF FUNDS FOR		2,198,687		
ATTORNEY GENERAL				
02 TRS FRM DEPT TRANSPORTATION	264,000		264,000	
GENERAL FUND	1,909,566		1,934,687	
TOTAL	2,173,566		2,198,687	
02 ADMIN OF JUSTICE & PUBLIC PRIN				
04 DEPARTMENT OF JUSTICE				
01 OFFICE OF THE ATTORNEY GENERAL				
02 WORKER'S COMPENSATION				
90 WORKER'S COMPENSATION				
D				
TOTAL	12,500		12,500	
ESTIMATED SOURCE OF FUNDS FOR	12,500		12,500	
WORKER'S COMPENSATION				
GENERAL FUND	12,500		12,500	
TOTAL	12,500		12,500	
TOTAL	2,186,066		2,211,187	
ESTIMATED SOURCE OF FUNDS FOR				
OFFICE OF THE ATTORNEY GENERAL				
GENERAL FUND	1,922,066		1,947,187	
OTHER FUNDS	264,000		264,000	
TOTAL	2,186,066		2,211,187	

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02 ADMIN OF JUSTICE & PUBLIC PRIN
04 DEPARTMENT OF JUSTICE
02 DIVISION OF PUBLIC PROTECTION
01 CRIMINAL JUSTICE

10 PERSONAL SERVICES - PERMANENT	220,132	225,540
13 ASSISTANT ATTORNEYS GENERAL	1,120,696	1,160,572
14 INVESTIGATORS	293,372	293,372
20 CURRENT EXPENSES	64,972	64,995
24 MAINT. OTHER THAN BUILD. & GRNDS	3,000	3,000
30 EQUIPMENT NEW/REPLACEMENT	32,000	32,000
50 PERSONAL SERVICE-TEMP/APPOINTEE	22,553	22,553
60 BENEFITS	527,343	576,423
70 IN-STATE TRAVEL	24,000	24,720
80 OUT-OF STATE TRAVEL	7,500	13,760
90 BOOKS	10,000	10,300
99 COMPENSATION ADJUSTMENTS	76,184	147,060

* FUNDS TO BE EXPENDED PURSUANT TO
RSA 94:1-A,1(C)(1-3).

TOTAL	2,401,750	2,539,607
ESTIMATED SOURCE OF FUNDS FOR		
CRIMINAL JUSTICE		
01 TRANSFERS FROM OTHER AGENCIES	113,317	119,628
02 TRS FROM DEPT TRANSPORTATION	67,725	68,426
09 AGENCY INCOME	65,678	65,678
GENERAL FUND	2,155,030	2,285,875
TOTAL	2,401,750	2,539,607

02 ADMIN OF JUSTICE & PUBLIC PRIN
04 DEPARTMENT OF JUSTICE
02 DIVISION OF PUBLIC PROTECTION
02 CONSUMER PROTECTION

10 PERSONAL SERVICES - PERMANENT	212,205	218,736
13 ASSISTANT ATTORNEYS GENERAL	259,549	259,549
14 INVESTIGATORS	108,596	108,996
20 CURRENT EXPENSES	33,500	44,225
50 PERSONAL SERVICE-TEMP/APPOINTEE	32,566	32,566
60 BENEFITS	201,208	202,785
70 IN-STATE TRAVEL	6,950	6,950
80 OUT-OF STATE TRAVEL	4,500	9,100
90 BOOKS	2,500	2,500
99 COMPENSATION ADJUSTMENT	21,317	38,774

* FUNDS TO BE EXPENDED PURSUANT TO
RSA 94:1-A,1(C)(1-3).

TOTAL	850,405	924,181
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02 ADMIN OF JUSTICE & PUBLIC PRTN 04 DEPARTMENT OF JUSTICE 02 DIVISION OF PUBLIC PROTECTION 02 CONSUMER PROTECTION			(CONT.) (CONT.) (CONT.) (CONT.)		
ESTIMATED SOURCE OF FUNDS FOR CONSUMER PROTECTION 01 TRANSFERS FROM OTHER AGENCIES GENERAL FUND TOTAL				264,207 586,198 850,405	272,077 652,104 924,181
02 ADMIN OF JUSTICE & PUBLIC PRTN 04 DEPARTMENT OF JUSTICE 02 DIVISION OF PUBLIC PROTECTION 03 ANTI TRUST					
10 PERSONAL SERVICES - PERMANENT 13 ASSISTANT ATTORNEYS GENERAL 20 CURRENT EXPENSES 60 BENEFITS 80 OUT-OF STATE TRAVEL 90 LEGAL BOOKS 99 COMPENSATION ADJUSTMENTS				27,467 52,070 2,500 29,429 1,450 3,500 4,426	28,066 52,070 2,575 29,650 1,625 3,700 8,098
FUNDS TO BE EXPENDED PURSUANT TO RSA 94:1-A,1(C)(1-3).					
TOTAL ESTIMATED SOURCE OF FUNDS FOR ANTI TRUST 09 AGENCY INCOME TOTAL				120,842 120,842 120,842	125,784 125,784 125,784
02 ADMIN OF JUSTICE & PUBLIC PRTN 04 DEPARTMENT OF JUSTICE 02 DIVISION OF PUBLIC PROTECTION 04 ENVIRONMENTAL					
10 PERSONAL SERVICES - PERMANENT 13 ASSISTANT ATTORNEYS GENERAL 20 CURRENT EXPENSES 24 MAINT.OTHER THAN BUILD.& GRNDS 50 PERSONAL SERVICE-TEMP/APPOINTE 60 BENEFITS 70 IN-STATE TRAVEL 80 OUT-OF STATE TRAVEL 90 LEGAL BOOKS 99 COMPENSATION ADJUSTMENTS				95,168 442,425 750 1,500 174,637 3,500 3,750 2,500 34,819	97,834 442,425 1,400 1,545 9,783 175,644 3,635 5,925 2,565 62,844

----- FISCAL YEAR 2004 -----		----- FISCAL YEAR 2005 -----	
	(CONT.)		(CONT.)
	(CONT.)		(CONT.)
	(CONT.)		(CONT.)
	(CONT.)		(CONT.)
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02 ADMIN OF JUSTICE & PUBLIC PRTN			
04 DEPARTMENT OF JUSTICE			
02 DIVISION OF PUBLIC PROTECTION			
04 ENVIRONMENTAL			
FUNDS TO BE EXPENDED PURSUANT TO			
RSA 94:1-A,1(C)(1-3).			
TOTAL	759,049		803,600
ESTIMATED SOURCE OF FUNDS FOR			
ENVIRONMENTAL			
01 TRANSFERS FROM OTHER AGENCIES	388,521		420,204
GENERAL FUND	370,528		383,396
TOTAL	759,049		803,600
02 ADMIN OF JUSTICE & PUBLIC PRTN			
04 DEPARTMENT OF JUSTICE			
02 DIVISION OF PUBLIC PROTECTION			
05 CHIEF MEDICAL EXAMINER			
10 PERSONAL SERVICES - PERMANENT	27,467		28,066
14 CRIM JUST INVEST - UNCLASS	57,249		57,449
15 SALARY OF CHIEF MEDICAL EXAMNR	123,583		123,583
16 DEPUTY CHIEF MEDICAL EXAMINER	104,682		106,682
20 CURRENT EXPENSES	16,750		17,350
22 RENTS&LEASES OTHER THAN STATE	62,762		67,782
24 MAINT. OTHER THAN BUILD. & GRNDS	1,000		1,000
30 EQUIPMENT NEW/REPLACEMENT	2,500		
60 BENEFITS	92,015		92,310
70 IN-STATE TRAVEL	2,500		2,575
80 OUT-OF-STATE TRAVEL	2,000		4,100
90 MEDICAL EXPENSES	12,000		13,000
91 AUTOPSY EXPENSE	145,000		150,000
TOTAL	651,508		663,897
ESTIMATED SOURCE OF FUNDS FOR			
CHIEF MEDICAL EXAMINER			
GENERAL FUND	651,508		663,897
TOTAL	651,508		663,897
02 ADMIN OF JUSTICE & PUBLIC PRTN			
04 DEPARTMENT OF JUSTICE			
02 DIVISION OF PUBLIC PROTECTION			
06 MEDICAID FRAUD			
10 PERSONAL SERVICES - PERMANENT	209,007		214,997
13 ASSISTANT ATTORNEYS GENERAL	130,079		130,079
14 INVESTIGATORS	114,498		114,698
20 CURRENT EXPENSES	16,400		16,785
24 MAINT. OTHER THAN BUILD. & GRNDS	1,500		1,545

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02 ADMIN OF JUSTICE & PUBLIC PRTN	(CONT.)				
04 DEPARTMENT OF JUSTICE	(CONT.)				
02 DIVISION OF PUBLIC PROTECTION	(CONT.)				
06 MEDICAID FRAUD	(CONT.)				
26 ORGANIZATIONAL DUES		3,000		3,000	
28 TRANSFERS TO GENERAL SERVICES	D	13,708		13,708	
40 INDIRECT COSTS	E	28,500		28,500	
41 AUDIT FUND SET ASIDE	D	561		568	
42 ADDITIONAL FRINGE BENEFITS	D	26,308		26,661	
60 BENEFITS		139,534		141,098	
70 IN-STATE TRAVEL		5,250		5,415	
80 OUT-OF STATE TRAVEL		7,500		7,725	
90 LEGAL BOOKS		5,000		5,150	
99 COMPENSATION ADJUSTMENTS	*	10,400		18,824	
5 FUNDS TO BE EXPENDED PURSUANT TO RSA 941:1-A, 1(C)(1-3).					
TOTAL		711,245		729,153	
ESTIMATED SOURCE OF FUNDS FOR MEDICAID FRAUD					
00 FEDERAL FUNDS		545,465		559,829	
09 AGENCY INCOME	I	19,539		19,608	
GENERAL FUND		146,241		149,716	
TOTAL		711,245		729,153	
02 ADMIN OF JUSTICE & PUBLIC PRTN					
04 DEPARTMENT OF JUSTICE					
02 DIVISION OF PUBLIC PROTECTION					
07 VICTIM WITNESS					
10 PERSONAL SERVICES - PERMANENT					
14 INVESTIGATOR		90,201		93,412	
20 CURRENT EXPENSES		71,883		71,883	
60 BENEFITS		16,000		16,535	
70 IN-STATE TRAVEL		59,597		60,597	
80 OUT-OF STATE TRAVEL		3,500		3,610	
TOTAL		4,000		4,115	
ESTIMATED SOURCE OF FUNDS FOR VICTIM WITNESS		245,181		250,152	
00 FEDERAL FUNDS					
09 AGENCY INCOME	I	123,201		127,412	
TOTAL		121,980		122,740	
TOTAL		245,181		250,152	
ESTIMATED SOURCE OF FUNDS FOR DIVISION OF PUBLIC PROTECTION					
TOTAL		5,739,980		6,036,374	

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02 ADMIN OF JUSTICE & PUBLIC PRIN					
04 DEPARTMENT OF JUSTICE					
02 DIVISION OF PUBLIC PROTECTION					
	(CONT.)				
	(CONT.)				
	(CONT.)				
	(CONT.)				
FEDERAL FUNDS		668,666		687,241	
GENERAL FUND		3,909,505		4,134,988	
OTHER FUNDS		1,161,809		1,214,145	
TOTAL		5,739,980		6,036,374	
02 ADMIN OF JUSTICE & PUBLIC PRIN					
04 DEPARTMENT OF JUSTICE					
03 DIVISION OF LEGAL COUNSEL					
01 CIVIL LAW					
10 PERSONAL SERVICES - PERMANENT		228,098		234,082	
13 ASSISTANT ATTORNEYS GENERAL		1,026,544		1,024,544	
20 CURRENT EXPENSES		50,775		52,544	
24 MAINT. OTHER THAN BUILD. & GRNDS		2,300		2,370	
30 EQUIPMENT NEW/REPLACEMENT		3,000		10,000	
50 PERSONAL SERVICE-TEMP/APPOINTE				20,978	
60 BENEFITS		395,958		406,790	
70 IN-STATE TRAVEL		15,250		15,680	
80 OUT-OF STATE TRAVEL		3,899		10,805	
90 LEGAL BOOKS		3,500		3,605	
99 COMPENSATION ADJUSTMENTS		79,998		143,613	
	*				
* FUNDING IS INCLUDED IN THIS CLASS FOR ONE ASSISTANT ATTORNEY GENERAL POSITION TO BE DEDICATED TO THE RESEARCH AND PROSECUTION OF CASES INVOLVING MEALS AND ROOMS TAX.					
	**				
** FUNDS TO BE EXPENDED PURSUANT TO RSA 941:1-A,1(C)(1-3).					
TOTAL		1,809,322		1,926,767	
ESTIMATED SOURCE OF FUNDS FOR					
CIVIL LAW					
01	1	173,465		179,147	
GENERAL FUND		1,635,857		1,747,620	
TOTAL		1,809,322		1,926,767	

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(CONT.)					
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(CONT.)					
(CONT.)					
02 ADMIN OF JUSTICE & PUBLIC PRTN					
04 DEPARTMENT OF JUSTICE					
03 DIVISION OF LEGAL COUNSEL					
03 TRANSPORTATION					
TOTAL				577,854	602,515
TOTAL					
ESTIMATED SOURCE OF FUNDS FOR				2,769,644	2,922,196
DIVISION OF LEGAL COUNSEL					
GENERAL FUND				1,635,857	1,747,620
OTHER FUNDS				1,133,787	1,174,576
TOTAL				2,769,644	2,922,196
02 ADMIN OF JUSTICE & PUBLIC PRTN					
04 DEPARTMENT OF JUSTICE					
04 ADMINISTRATIVE UNITS					
02 GRANTS ADMINISTRATION					
10 PERSONAL SERVICES - PERMANENT					
20 CURRENT EXPENSES			272,601		286,816
26 ORGANIZATIONAL DUES			16,150		16,825
28 TRANSFERS TO GENERAL SERVICES			10,000		10,800
40 INDIRECT COSTS	D		11,652		11,652
41 AUDIT FUND SET ASIDE	D		20,122		20,954
42 ADDITIONAL FRINGE BENEFITS	D		452		472
60 BENEFITS	D		15,811		16,519
70 IN-STATE TRAVEL			100,862		105,382
80 OUT-OF STATE TRAVEL			5,000		5,150
90 ADMINISTRATIVE			18,500		19,055
TOTAL			25,000		25,750
ESTIMATED SOURCE OF FUNDS FOR			496,150		516,675
GRANTS ADMINISTRATION					
00 FEDERAL FUNDS				451,208	471,735
GENERAL FUND				44,942	64,940
TOTAL				496,150	516,675
02 ADMIN OF JUSTICE & PUBLIC PRTN					
04 DEPARTMENT OF JUSTICE					
04 ADMINISTRATIVE UNITS					
03 DRUG TASK FORCE					
10 PERSONAL SERVICES - PERMANENT					
13 PERSONAL SERVICES-UNCLASSIFIED			58,469		59,793
20 CURRENT EXPENSES			76,053		76,053
28 TRANSFERS TO GENERAL SERVICES	D		52,001		52,001
40 INDIRECT COSTS	D		40,938		40,963
41 AUDIT FUND SET ASIDE	D		13,845		13,925
TOTAL			368		375

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02 ADMIN OF JUSTICE & PUBLIC PRTN				(CONT.)		
04 DEPARTMENT OF JUSTICE				(CONT.)		
84 ADMINISTRATIVE UNITS				(CONT.)		
05 CHILDREN'S JUSTICE ACT				(CONT.)		
00 FEDERAL FUNDS						
TOTAL					76,055	76,055
					76,055	76,055
TOTAL					1,041,417	1,074,032
ESTIMATED SOURCE OF FUNDS FOR						
ADMINISTRATIVE UNITS						
FEDERAL FUNDS					894,378	922,307
GENERAL FUNDS					44,562	44,940
OTHER FUNDS					102,197	106,785
TOTAL					1,041,417	1,074,032
TOTAL					11,737,107	12,243,789
ESTIMATED SOURCE OF FUNDS FOR						
DEPARTMENT OF JUSTICE						
FEDERAL FUNDS					1,562,944	1,609,548
GENERAL FUNDS					7,512,370	7,874,735
OTHER FUNDS					2,661,793	2,759,506
TOTAL					11,737,107	12,243,789
02 ADMIN OF JUSTICE & PUBLIC PRTN						
05 BANK COMMISSION						
01 BANKING						
10 PERSONAL SERVICES - PERMANENT						
11 SALARY OF BANK COMMISSIONER					822,147	852,362
20 CURRENT EXPENSE					87,511	89,528
22 PERSONNEL LESSER THAN STATE					41,850	44,708
24 MATERIALS					41,886	42,300
26 TRAVEL					2,700	2,700
28 ORGANIZATIONAL DUES					15,000	15,000
30 EQUIPMENT NEW/REPLACEMENT					26,115	26,115
40 INDIRECT COSTS					15,000	15,568
46 CONSULTANTS					1	1
50 PERSONAL SERVICE-TEMP/APPOINTEE					36,566	36,566
60 BENEFITS					340,036	351,296
70 IN-STATE TRAVEL					67,000	69,000
80 OUT-OF STATE TRAVEL					25,000	26,000
91 TRF. TO LBA-AUDITS					100	100
92 TRAINING PROGRAMS					35,000	35,000
93 MOVING EXPENSE					1	1
96 RETIREES MEDICAL INSURANCE					68,000	68,000

* FUNDS IN THIS CLASS LINE ARE RESTRICTED TO TRAVEL NECESSARY FOR THE PERFORMANCE OF THE AGENCY'S MISSION AND SHALL NOT BE USED FOR INSTRUCTIONAL, EDUCATIONAL OR SUCH OTHER SIMILAR ACTIVITY.

TOTAL			
ESTIMATED SOURCE OF FUNDS FOR			
BANKING			
08 AGENCY INCOME	1		1,659,622
09 AGENCY INCOME	1		630,568
TOTAL		1,625,013	1,029,054
			1,659,622

02 ADMIN OF JUSTICE & PUBLIC PRIN
05 BANK COMMISSION
02 CONSUMER CREDIT DIVISION

10 PERSONAL SERVICES - PERMANENT	799,383		967,476
12 SALARY OF DEPUTY COMMISSIONER	72,942		76,809
20 CURRENT EXPENSES	30,375		32,077
22 RENT/LEASES OTHER THAN STATE	54,800		56,300
24 MAINT. OTHER THAN BUILD. & GRNDS	1,000		1,000
26 ORGANIZATIONAL DUES	2,100		2,100
30 EQUIPMENT NEW/REPLACEMENT	39,492		20,144
40 INDIRECT COSTS	15,000		15,000
46 CONSULTANTS	1		1
50 PERSONAL SERVICE-TEMP/APPOINTEE	9,631		9,771
60 BENEFITS	323,498		387,132
70 IN-STATE TRAVEL	21,300		36,300
80 OUT-OF STATE TRAVEL	4,575	*	5,175
91 TRF. TO LBA-AUDITS	100	D	100
92 TRAINING	40,000		60,000
93 MOVING EXPENSES	1		1
96 RETIREES MEDICAL INSURANCE	37,000		40,000

* FUNDS IN THIS CLASS LINE ARE RESTRICTED TO TRAVEL NECESSARY FOR THE PERFORMANCE OF THE AGENCY'S MISSION AND SHALL NOT BE USED FOR INSTRUCTIONAL, EDUCATIONAL OR SUCH OTHER SIMILAR ACTIVITY.

TOTAL			
ESTIMATED SOURCE OF FUNDS FOR			
CONSUMER CREDIT DIVISION		1,451,200	1,709,586

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02 ADMIN OF JUSTICE & PUBLIC PRTN					
05 BANK COMMISSION					
02 CONSUMER CREDIT DIVISION					
			(CONT.)		
			(CONT.)		
			(CONT.)		
08 AGENCY INCOME			I	97,000	100,000
09 AGENCY INCOME			I	1,354,200	1,609,586
TOTAL				1,451,200	1,709,586
02 ADMIN OF JUSTICE & PUBLIC PRTN					
05 BANK COMMISSION					
03 WORKER'S COMPENSATION					
99 WORKER'S COMPENSATION			D	2,000	2,000
TOTAL				2,000	2,000
ESTIMATED SOURCE OF FUNDS FOR					
WORKER'S COMPENSATION					
09 AGENCY INCOME			I	2,000	2,000
TOTAL				2,000	2,000
02 ADMIN OF JUSTICE & PUBLIC PRTN					
05 BANK COMMISSION					
04 UNEMPLOYMENT COMPENSATION					
99 UNEMPLOYMENT COMPENSATION				100	100
TOTAL				100	100
ESTIMATED SOURCE OF FUNDS FOR					
UNEMPLOYMENT COMPENSATION					
09 AGENCY INCOME			I	100	100
TOTAL				100	100
TOTAL				3,078,313	3,371,308
ESTIMATED SOURCE OF FUNDS FOR					
BANK COMMISSION					
OTHER FUNDS					
TOTAL				3,078,313	3,371,308
				3,078,313	3,371,308

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02 ADMIN OF JUSTICE & PUBLIC PRTN								
06 REGULATORY BOARDS & COMMISSION								
01 PUBLIC EMPLOYEES LABOR RELAT'N								
10 PERSONAL SERVICES - PERMANENT								
20 CURRENT EXPENSES				167,165			171,041	
22 RENTS&LEASES OTHER THAN STATE				10,205			11,125	
26 ORGANIZATIONAL DUES				24,126			24,126	
30 EQUIPMENT NEW/REPLACEMENT				529			529	
40 CONSULTANTS				4,730			5,080	
50 PERSONAL SERVICE-TEMP/APPOINTE				2,050			2,410	
60 BENEFITS				8,900			8,900	
70 IN-STATE TRAVEL				62,525			63,966	
80 OUT-OF STATE TRAVEL				4,058			4,248	
90 PELRB COMPLAINTS				886			2,386	
TOTAL				2,403			1,171	
TOTAL				287,557			294,982	
ESTIMATED SOURCE OF FUNDS FOR								
PUBLIC EMPLOYEES LABOR RELAT'N								
09 AGENCY INCOME				4,000			4,000	
GENERAL FUND				283,557			290,982	
TOTAL				287,557			294,982	
02 ADMIN OF JUSTICE & PUBLIC PRTN								
06 REGULATORY BOARDS & COMMISSION								
02 BOARD OF MANUFACTURED HOUSING								
20 CURRENT EXPENSES				2,873			2,873	
22 RENTS&LEASES OTHER THAN STATE				2,088			2,088	
30 EQUIPMENT NEW/REPLACEMENT				2,205			500	
50 PERSONAL SERVICE-TEMP/APPOINTE				10,025			10,025	
60 BENEFITS				767			767	
70 IN-STATE TRAVEL				1,107			1,500	
TOTAL				19,065			17,753	
ESTIMATED SOURCE OF FUNDS FOR								
BOARD OF MANUFACTURED HOUSING								
GENERAL FUND				19,065			17,753	
TOTAL				19,065			17,753	
TOTAL								
ESTIMATED SOURCE OF FUNDS FOR				306,622			312,735	
REGULATORY BOARDS & COMMISSION								
GENERAL FUND				302,622			308,735	
OTHER FUNDS				4,000			4,000	
TOTAL				306,622			312,735	

----- FISCAL YEAR 2004 ----- FISCAL YEAR 2005 -----			
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02 ADMIN OF JUSTICE & PUBLIC PRIN			
08 PARI-MUTUEL COMMISSION			
01 PARI-MUTUEL COMMISSION			
10 PERSONAL SERVICES - PERMANENT		166,517	170,666
11 SALARY OF SIX COMMISSIONERS		58,496	58,896
18 OVERTIME		15,944	15,976
19 HOLIDAY PAY		25,990	27,000
20 CURRENT EXPENSES		26,123	27,236
22 RENTS&LEASES OTHER THAN STATE		25,500	25,500
24 MAINT. OTHER THAN BULD.& GRNDS		345	345
26 ORGANIZATIONAL DUES		14,000	15,000
30 EQUIPMENT NEW/REPLACEMENT		19,243	8,200
45 PERSONNEL SERVICES/NON BENEFIT	*	180,000	180,000
50 PERSONAL SERVICE-TEMP/APPOINTE	*	361,145	361,145
59 PART-TIME - BENEFITTED	*	517,441	518,041
60 BENEFITS		317,851	320,178
70 IN-STATE TRAVEL		19,800	20,342
80 OUT-OF STATE TRAVEL		4,513	4,407
95 UNCLAIMED TICKETS		2	2
* SUCH PORTION OF THIS AMOUNT THAT CONSTITUTES THE COMPENSATION OF THE COMMISSION, THE VETERINARIANS, OFFICIAL STATE STEWARD, OR COMMISSION JUDGES SHALL BE REIMBURSED TO THE STATE BY THE PERSON, ASSOCIATION, OR CORPORATION CONDUCTING THE RACE OR MEET AND SUCH REIMBURSEMENT SHALL INCLUDE THE EMPLOYER'S SHARE OF OASI TAXES. SUCH FUNDS SHALL BE DEPOSITED AS RESTRICTED REVENUE. THE GOVERNOR AND COUNCIL SHALL ESTABLISH THE SALARIES OF THE COMMISSION VETERINARIANS, THE COMMISSION SHALL ESTABLISH THE SALARIES OF THE STATE STEWARD AND COMMISSION JUDGES. ANY ADDITIONAL AMOUNTS PAID FOR THESE PURPOSES OVER THE SUMS APPROPRIATED IN OTHER PERSONNEL SERVICES SHALL BE REIMBURSED TO THE STATE BY THE TRACK, INCLUDING OASI, AND THE FUNDS REIMBURSED SHALL BE DEPOSITED AS RESTRICTED REVENUE TO OFFSET OTHER PERSONNEL SERVICES EXPENSE. ANY AMOUNTS REQUIRED IN EXCESS OF BUDGETED AMOUNTS SHALL BE APPROPRIATED ONLY AFTER RECEIVING APPROVAL OF GOVERNOR AND COUNCIL.			
TOTAL		1,752,910	1,753,032
ESTIMATED SOURCE OF FUNDS FOR			
PARI-MUTUEL COMMISSION		281,187	281,187
09 AGENCY INCOME		1,471,723	1,471,845
GENERAL FUND			

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02 ADMIN OF JUSTICE & PUBLIC PRIN				(CONT.)		
08 PARI-MUTUEL COMMISSION				(CONT.)		
01 PARI-MUTUEL COMMISSION						
TOTAL					1,752,910	1,753,032
02 ADMIN OF JUSTICE & PUBLIC PRIN						
08 PARI-MUTUEL COMMISSION						
02 RACING LABORATORY						
10 PERSONAL SERVICES - PERMANENT						
18 OVERTIME				250,136		257,137
19 HOLIDAY PAY				10,126		10,126
20 CURRENT EXPENSES				1,500		1,560
28 TRANSFERS TO GENERAL SERVICES				55,400		55,400
30 EQUIPMENT NEW/REPLACEMENT				38,211		38,698
42 ADDITIONAL FRINGE BENEFITS				7,400		1,500
50 PERSONAL SERVICE-TEMP/APPOINTE				8,179		8,179
60 BENEFITS				16,222		16,222
70 IN-STATE TRAVEL				98,093		100,706
80 OUT-OF-STATE TRAVEL				200		200
92 LEASE/PURCHASE OF LAB EQUIPNT				11,101		11,101
				43,000		43,000
TOTAL				539,568		543,829
ESTIMATED SOURCE OF FUNDS FOR						
RACING LABORATORY						
09 AGENCY INCOME				354,375		354,375
GENERAL FUND				185,193		189,454
TOTAL				539,568		543,829
02 ADMIN OF JUSTICE & PUBLIC PRIN						
08 PARI-MUTUEL COMMISSION						
03 UNEMPLOYMENT COMPENSATION						
90 UNEMPLOYMENT COMPENSATION						
TOTAL				8,377		8,377
ESTIMATED SOURCE OF FUNDS FOR						
UNEMPLOYMENT COMPENSATION				8,377		8,377
GENERAL FUND				8,377		8,377
TOTAL				8,377		8,377
TOTAL				2,300,855		2,305,238
ESTIMATED SOURCE OF FUNDS FOR						
PARI-MUTUEL COMMISSION						
GENERAL FUND				1,665,293		1,669,676
OTHER FUNDS				635,562		635,562

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02 ADMIN OF JUSTICE & PUBLIC PRIN							
00 PARI-MUTUEL COMMISSION							
TOTAL						2,300,855	2,305,238
02 ADMIN OF JUSTICE & PUBLIC PRIN							
09 HIGHWAY SAFETY AGENCY							
01 HIGHWAY SAFETY ADMINISTRATION							
10 PERSONAL SERVICES - PERMANENT							
11 SALARY OF COORDINATOR							
20 CURRENT EXPENSES							
22 RENTS&LEASES OTHER THAN STATE							
24 MAINT-OTHER THAN BUILD. & GRNDS							
26 ORGANIZATIONAL DUES							
30 EQUIPMENT NEW/REPLACEMENT							
40 INDIRECT COSTS							
41 AUDIT FUND SET ASIDE							
42 ADDITIONAL FRINGE BENEFITS							
60 BENEFITS							
70 IN-STATE TRAVEL							
TOTAL						492,434	494,383
ESTIMATED SOURCE OF FUNDS FOR							
HIGHWAY SAFETY ADMINISTRATION							
00 FEDERAL FUNDS						78,400	78,400
02 TRS FROM DEPT TRANSPORTATION						414,034	415,983
TOTAL						492,434	494,383
02 ADMIN OF JUSTICE & PUBLIC PRIN							
09 HIGHWAY SAFETY AGENCY							
02 NHTSA GRANTS							
20 CURRENT EXPENSES							
26 ORGANIZATIONAL DUES							
30 EQUIPMENT NEW/REPLACEMENT							
61 AUDIT FUND SET ASIDE							
50 PERSONAL SERVICE-TEMP/APPOINTE							
60 BENEFITS							
70 IN-STATE TRAVEL							
80 OUT-OF STATE TRAVEL							
90 NHTSA GRANTS							
91 2003(8) CHILD PASSENGER PROT							
93 410 ALCOHOL-IMPAIRED DR PREV							
94 157 INNOVATIVE GRANT							
TOTAL						1,343,600	1,343,599

----- FISCAL YEAR 2004 -----		----- FISCAL YEAR 2005 -----	
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(CONT.)			
02 ADMIN OF JUSTICE & PUBLIC PRIN			
09 HIGHWAY SAFETY AGENCY			
02 NHISA GRANTS			
(CONT.)			
(CONT.)			
ESTIMATED SOURCE OF FUNDS FOR			
NHISA GRANTS			
00 FEDERAL FUNDS			
TOTAL		1,343,600	1,343,599
		1,343,600	1,343,599
TOTAL		1,836,034	1,837,982
ESTIMATED SOURCE OF FUNDS FOR			
HIGHWAY SAFETY AGENCY			
FEDERAL FUNDS		1,422,000	1,421,999
OTHER FUNDS		414,034	415,983
TOTAL		1,836,034	1,837,982
02 ADMIN OF JUSTICE & PUBLIC PRIN			
11 INSURANCE DEPARTMENT			
01 ADMINISTRATION			
10 PERSONAL SERVICES - PERMANENT			
11 SALARY OF COMMISSIONER		1,493,218	1,538,191
12 SALARY OF DEPUTY COMMISSIONER		89,128	89,128
13 SALARY OF ASST COMMISSIONER		84,232	84,232
14 PERSONAL SERVICES-UNCLASSIFIED		66,779	66,779
20 CURRENT EXPENSES		342,857	344,554
22 RENTS/LEASES OTHER THAN STATE		86,000	94,500
24 MAINT. OTHER THAN BUILD. & GRDS		216,500	74,000
26 ORGANIZATIONAL DUES		57,000	59,008
28 TRANSFERS TO GENERAL SERVICES		10,000	11,000
30 EQUIPMENT NEW/REPLACEMENT		250,000	197,141
40 INDIRECT COSTS		30,000	270,000
46 CONSULTANTS		150,000	30,000
49 TRANSFERS TO OTHER STATE AGENCS		70,499	74,429
50 PERSONAL SERVICE-TEMP/APPOINTE		9,000	10,000
60 BENEFITS		768,888	786,232
70 IN-STATE TRAVEL		10,000	11,000
80 OUT-OF-STATE TRAVEL		40,000	43,000
92 TRAINING & EDUCATION		27,000	29,500
93 MOTOR VEHICLE LEASE		6,000	6,000
94 MOVING EXPENSES		1	100,000
96 RETIREES MEDICAL INSURANCE		67,000	69,000
TOTAL		3,876,102	4,137,686
ESTIMATED SOURCE OF FUNDS FOR			
ADMINISTRATION			
09 AGENCY INCOME		3,876,102	4,137,686
TOTAL		3,876,102	4,137,686

----- FISCAL YEAR 2004 -----		----- FISCAL YEAR 2005 -----	
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02 ADMIN OF JUSTICE & PUBLIC PRTN			
11 INSURANCE DEPARTMENT			
02 FINANCIAL EXAMINATION DIVISION			
10 PERSONAL SERVICES - PERMANENT			
11 SALARY OF DIR OF EXAMINATIONS		958,824	986,438
20 CURRENT EXPENSES		17,856	77,856
22 RENTS/LEASES OTHER THAN STATE		19,500	20,500
22 RENTS/LEASES OTHER THAN BUILD. & GRNDS		47,000	12,000
28 TRANSFERS TO GENERAL SERVICES		37,500	39,500
30 EQUIPMENT NEW/REPLACEMENT			45,000
40 INDIRECT COSTS		25,000	30,000
60 BENEFITS		16,900	16,900
70 IN-STATE TRAVEL		303,572	393,789
80 OUT-OF STATE TRAVEL		2,500	2,700
92 TRAINING AND EDUC		32,000	35,000
96 RETIREES HEALTH INSURANCE		20,000	25,000
		17,000	17,000
TOTAL		1,637,652	1,701,683
ESTIMATED SOURCE OF FUNDS FOR			
FINANCIAL EXAMINATION DIVISION			
09 AGENCY INCOME		1,637,652	1,701,683
TOTAL		1,637,652	1,701,683
02 ADMIN OF JUSTICE & PUBLIC PRTN			
11 INSURANCE DEPARTMENT			
03 MARKET CONDUCT DIVISION			
10 PERSONAL SERVICES - PERMANENT			
20 CURRENT EXPENSES		825,207	853,019
22 RENTS/LEASES OTHER THAN STATE		8,500	9,500
22 RENTS/LEASES OTHER THAN BUILD. & GRNDS		18,500	11,000
28 TRANSFERS TO GENERAL SERVICES		5,500	6,500
30 EQUIPMENT NEW/REPLACEMENT			20,000
40 INDIRECT COSTS		40,000	50,000
60 BENEFITS		17,000	17,000
70 IN-STATE TRAVEL		305,327	315,617
80 OUT-OF STATE TRAVEL		95,000	100,000
90 ENFORCEMENT		400,000	400,000
92 TRAINING & EDUCATION		5,000	5,000
96 RETIREES HEALTH INSURANCE		18,000	20,000
		13,000	13,000
TOTAL		1,751,034	1,828,636
ESTIMATED SOURCE OF FUNDS FOR			
MARKET CONDUCT DIVISION			
09 AGENCY INCOME		1,751,034	1,828,636
TOTAL		1,751,034	1,828,636

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02 ADMIN OF JUSTICE & PUBLIC PRIN					
11 INSURANCE DEPARTMENT					
04 WORKER'S COMPENSATION					
90 WORKERS COMPENSATION					
TOTAL		31,000		31,000	
ESTIMATED SOURCE OF FUNDS FOR					
WORKER'S COMPENSATION					
09 AGENCY INCOME		31,000		31,000	
TOTAL		31,000		31,000	
TOTAL					
ESTIMATED SOURCE OF FUNDS FOR		7,295,788		7,699,005	
INSURANCE DEPARTMENT					
OTHER FUNDS		7,295,788		7,699,005	
TOTAL		7,295,788		7,699,005	
02 ADMIN OF JUSTICE & PUBLIC PRIN					
12 DEPARTMENT OF LABOR					
01 DEPT OF LABOR ADM & SUPPORT					
10 PERSONAL SERVICES - PERMANENT					
11 SALARY OF COMMISSIONER		88,359		91,278	
12 SALARY OF DEPUTY COMMISSIONER		89,128		89,128	
20 CURRENT EXPENSES		84,432		84,632	
26 ORGANIZATIONAL DUES		25,805		27,805	
50 PERSONAL SERVICE-TEMP/APPOINTE		2,575		2,575	
60 BENEFITS		2,500		2,500	
70 IN-STATE TRAVEL		97,101		98,255	
80 OUT-OF-STATE TRAVEL		1,545		2,525	
90 COMPUTERIZATION/TRAINING		1		1	
TOTAL		1		1	
ESTIMATED SOURCE OF FUNDS FOR		391,447		398,720	
DEPT OF LABOR ADM & SUPPORT					
09 AGENCY INCOME					
GENERAL FUND		313,157		318,976	
TOTAL		391,447		398,720	

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02 ADMIN OF JUSTICE & PUBLIC PRTN					
12 DEPARTMENT OF LABOR					
02 INSPECTION DIVISION					
10 PERSONAL SERVICES - PERMANENT					595,094
20 CURRENT EXPENSES					37,997
26 ORGANIZATIONAL DUES					120
30 EQUIPMENT NEW/REPLACEMENT					643
50 PERSONAL SERVICE - TEMP/APPOINTEE					38,518
60 BENEFITS					223,132
70 IN-STATE TRAVEL					14,630
80 OUT-OF STATE TRAVEL					258
90 COMPUTERIZATION/TRAINING					1
TOTAL				883,404	910,393
ESTIMATED SOURCE OF FUNDS FOR					
INSPECTION DIVISION					
09 AGENCY INCOME				48,471	49,536
GENERAL FUND				834,933	860,857
TOTAL				883,404	910,393
02 ADMIN OF JUSTICE & PUBLIC PRTN					
12 DEPARTMENT OF LABOR					
03 WORKER'S COMPENSATION					
10 PERSONAL SERVICES - PERMANENT					2,206,313
20 CURRENT EXPENSES					275,908
22 RENT/LEASES OTHER THAN STATE					3,605
24 MAINT OTHER THAN BUILD & GRNDS					10,300
26 ORGANIZATIONAL DUES					4,120
28 TRANSFERS TO GENERAL SERVICES					176,642
30 EQUIPMENT NEW/REPLACEMENT					66,950
40 INDIRECT COSTS					75,000
42 ADDITIONAL FRINGE BENEFITS					127,966
46 CONSULTANTS					1
49 TRANSFERS TO OTHER STATE AGENCS					2,575
50 PERSONAL SERVICE - TEMP/APPOINTEE					458,863
60 BENEFITS					851,439
70 IN-STATE TRAVEL					35,000
80 OUT-OF STATE TRAVEL					7,000
90 COMPUTERIZATION/TRAINING					929,000
TOTAL				5,140,939	5,230,682
ESTIMATED SOURCE OF FUNDS FOR					
WORKER'S COMPENSATION					
09 AGENCY INCOME				5,140,939	5,230,682
TOTAL				5,140,939	5,230,682

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02 ADMIN OF JUSTICE & PUBLIC PRIN					
12 DEPARTMENT OF LABOR					
04 APPRENTICESHIP					
20 CURRENT EXPENSES			531		568
30 EQUIPMENT NEW/REPLACEMENT			1		1
70 IN-STATE TRAVEL			506		563
80 OUT-OF STATE TRAVEL			500		500
90 PROMO MATERIALS/INSTRUCTION			1		1
TOTAL				1,539	1,633
ESTIMATED SOURCE OF FUNDS FOR					
APPRENTICESHIP					
GENERAL FUND				1,539	1,633
TOTAL				1,539	1,633
02 ADMIN OF JUSTICE & PUBLIC PRIN					
12 DEPARTMENT OF LABOR					
05 COMPENSATIONS					
01 WORKER'S COMPENSATION					
95 WORKERS' COMPENSATION	D		6,386		6,386
TOTAL			6,386		6,386
ESTIMATED SOURCE OF FUNDS FOR					
WORKER'S COMPENSATION					
09 AGENCY INCOME	I		5,356		5,356
GENERAL FUND			1,030		1,030
TOTAL			6,386		6,386
02 ADMIN OF JUSTICE & PUBLIC PRIN					
12 DEPARTMENT OF LABOR					
05 COMPENSATIONS					
02 UNEMPLOYMENT COMPENSATION					
90 UNEMPLOYMENT COMPENSATION			1		1
TOTAL			1		1
ESTIMATED SOURCE OF FUNDS FOR					
UNEMPLOYMENT COMPENSATION					
09 AGENCY INCOME	I		1		1
TOTAL			1		1
TOTAL				6,387	6,387
ESTIMATED SOURCE OF FUNDS FOR					
COMPENSATIONS					
GENERAL FUND				1,030	1,030
OTHER FUNDS				5,357	5,357
TOTAL				6,387	6,387
TOTAL				6,423,716	6,547,815

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 02 ADMIN OF JUSTICE & PUBLIC PRTN
 12 DEPARTMENT OF LABOR

(CONT.)
 (CONT.)

ESTIMATED SOURCE OF FUNDS FOR
 DEPARTMENT OF LABOR
 GENERAL FUND
 OTHER FUNDS
 TOTAL

915,792 943,266
 5,507,924 5,604,551
 6,423,716 6,547,815

02 ADMIN OF JUSTICE & PUBLIC PRTN
 13 LIQUOR COMMISSION
 01 OFFICE OF THE COMMISSIONERS

10 PERSONAL SERVICES - PERMANENT
 11 SALARY OF COMMISSIONERS
 20 CURRENT EXPENSES
 22 RENT&LEASES OTHER THAN STATE
 23 HEAT, ELECTRICITY & WATER
 24 MAINT. OTHER THAN BUILD. & GRNDS
 26 ORGANIZATIONAL DUES
 30 EQUIPMENT NEW/REPLACEMENT
 48 CONTRACTUAL MAINT.-BUIL&GRNDS
 50 PERSONAL SERVICE-TEMP/APPOINTE
 60 BENEFITS
 70 IN-STATE TRAVEL
 80 OUT-OF STATE TRAVEL

35,981 36,758
 28,944 238,944
 52,842 54,530
 4,841 4,986
 111,000 118,050
 1,000 1,000
 3,000 3,000
 25,750 26,525
 1,000 1,000
 44,827 44,827
 105,151 105,438
 6,000 6,000
 1,590 1,757

632,026 642,815

632,026 642,815
 632,026 642,815

02 ADMIN OF JUSTICE & PUBLIC PRTN
 13 LIQUOR COMMISSION
 02 ENFORCEMENT & REGULATION DIV
 01 ENFORCEMENT

10 PERSONAL SERVICES - PERMANENT
 18 OVERTIME
 20 CURRENT EXPENSES
 22 RENT&LEASES OTHER THAN STATE
 26 ORGANIZATIONAL DUES
 30 EQUIPMENT NEW/REPLACEMENT
 50 PERSONAL SERVICE-TEMP/APPOINTE
 60 BENEFITS
 70 IN-STATE TRAVEL

837,101 858,627
 25,000 25,000
 81,725 81,725
 15,517 15,517
 500 500
 121,150 123,388
 20,000 20,000
 320,507 328,472
 26,265 27,053

02 ADMIN OF JUSTICE & PUBLIC PRIN
13 LIQUOR COMMISSION
02 ENFORCEMENT & REGULATION DIV
05 TOBACCO USE PREVENTION

18 OVERTIME
20 CURRENT EXPENSES
30 EQUIPMENT NEW/REPLACEMENT
40 INDIRECT COSTS

3

8,339	8,339
4,195	4,195
2,000	2,000
3,400	3,400
4,205	54,205
0,860	20,860
3,000	3,000
3,000	3,000
1,000	1,000

99,999 99,999

99,999
99,999
99,999

1

02 ADMIN OF JUSTICE & PUBLIC PRTN
13 LIQUOR COMMISSION
02 ENFORCEMENT & REGULATION DIV
06 UNDERAGE DRINKING INITIATIVE

18 OVERTIME
20 CURRENT EXPENSES
30 EQUIPMENT NEW/REPLACEMENT
41 AUDIT FUND SET ASIDE

Q

26,298	26,298
11,377	11,377
3,978	3,978
1,641	1,641
2,537	2,537
6,000	6,000

51,831

51,831	51,831
51,831	51,831

1

02 ADMIN OF JUSTICE & PUBLIC PRIN
13 LIQUOR COMMISSION
02 ENFORCEMENT & REGULATION DIV
07 DRUG TASK FORCE

18 OVERTIME
30 EQUIPMENT
60 NEW/REPLACEMENT
60 BENEFITS

27,350
15,000
2,650

45,000 45,000

TOTAL
ESTIMATED SOURCE OF FUNDS FOR
DRUG TASK FORCE

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02 ADMIN OF JUSTICE & PUBLIC PRIN					
13 LIQUOR COMMISSION					
02 ENFORCEMENT & REGULATION DIV					
07 DRUG TASK FORCE					
09 AGENCY INCOME	1				
GENERAL FUND		30,000		30,000	
TOTAL		15,000		15,000	
		45,000		45,000	
TOTAL		2,425,326		2,677,114	
ESTIMATED SOURCE OF FUNDS FOR					
ENFORCEMENT & REGULATION DIV					
GENERAL FUND		2,243,496		2,495,284	
OTHER FUNDS		181,830		181,830	
TOTAL		2,425,326		2,677,114	
02 ADMIN OF JUSTICE & PUBLIC PRIN					
13 LIQUOR COMMISSION					
03 FINANCIAL MANAGEMENT DIV.					
01 MANAGEMENT INFORMATION SYSTEMS					
10 PERSONAL SERVICES - PERMANENT					
18 OVERTIME		586,432		598,660	
20 CURRENT EXPENSES		12,540		12,540	
22 RENT/LEASES OTHER THAN STATE		176,300		183,463	
24 MAINT. OTHER THAN BUILD. & GRNDS		130,000		131,500	
30 EQUIPMENT NEW/REPLACEMENT		6,500		6,500	
40 BENEFITS		22,500		23,395	
60 IN-STATE TRAVEL		221,583		226,144	
70 OUT-OF-STATE TRAVEL		3,090		3,182	
TOTAL		1,163,535		1,188,566	
ESTIMATED SOURCE OF FUNDS FOR					
MANAGEMENT INFORMATION SYSTEMS					
GENERAL FUND		1,163,535		1,188,566	
TOTAL		1,163,535		1,188,566	
02 ADMIN OF JUSTICE & PUBLIC PRIN					
13 LIQUOR COMMISSION					
03 FINANCIAL MANAGEMENT DIV.					
02 FINANCIAL ADMINISTRATION					
10 PERSONAL SERVICES - PERMANENT					
20 CURRENT EXPENSES		613,387		629,291	
30 EQUIPMENT NEW/REPLACEMENT		60,039		62,641	
40 INDIRECT COSTS		12,100		15,345	
50 PERSONAL SERVICE-TEMP/APPOINTEE		285,500		295,225	
60 BENEFITS		7,630		7,980	
70 IN-STATE TRAVEL		227,537		233,448	
		1,000		1,000	

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(CONT.)					
02 ADMIN OF JUSTICE & PUBLIC PRTN					
13 LIQUOR COMMISSION					
03 FINANCIAL MANAGEMENT DIV.					
02 FINANCIAL ADMINISTRATION					
(CONT.)					
80 OUT-OF STATE TRAVEL		1,545	1,591		
TOTAL		1,208,738		1,246,521	
ESTIMATED SOURCE OF FUNDS FOR					
FINANCIAL ADMINISTRATION					
GENERAL FUND		1,208,738		1,246,521	
TOTAL		1,208,738		1,246,521	
02 ADMIN OF JUSTICE & PUBLIC PRTN					
13 LIQUOR COMMISSION					
03 FINANCIAL MANAGEMENT DIV.					
03 HUMAN RESOURCES					
10 PERSONAL SERVICES - PERMANENT		73,038		74,208	
20 CURRENT EXPENSES		1,030		1,060	
60 BENEFITS		27,024		27,457	
TOTAL		101,092		102,725	
ESTIMATED SOURCE OF FUNDS FOR					
HUMAN RESOURCES					
GENERAL FUND		101,092		102,725	
TOTAL		101,092		102,725	
TOTAL			2,473,365		2,537,812
ESTIMATED SOURCE OF FUNDS FOR					
FINANCIAL MANAGEMENT DIV.					
GENERAL FUND			2,473,365		2,537,812
TOTAL			2,473,365		2,537,812
02 ADMIN OF JUSTICE & PUBLIC PRTN					
13 LIQUOR COMMISSION					
04 MARKETING & MERCHANDISING DIV					
01 MERCHANDISING-ADMINISTRATION					
10 PERSONAL SERVICES - PERMANENT		346,292		356,217	
20 CURRENT EXPENSES		18,750		19,310	
60 BENEFITS		128,128		131,800	
70 IN-STATE TRAVEL		6,695		6,895	
80 OUT-OF STATE TRAVEL		1,545		1,591	
TOTAL		501,410		515,813	
ESTIMATED SOURCE OF FUNDS FOR					
MERCHANDISING-ADMINISTRATION					
GENERAL FUND			501,410		515,813

HB 0001	PAGE	135	06/03/03	(CONT.)	(CONT.)	(CONT.)	(CONT.)	FISCAL YEAR 2004	FISCAL YEAR 2005
02 ADMIN OF JUSTICE & PUBLIC PRTN									
13 LIQUOR COMMISSION									
04 MARKETING & MERCHANDISING DIV									
01 MERCHANDISING-ADMINISTRATION									
TOTAL								501,410	515,813
02 ADMIN OF JUSTICE & PUBLIC PRTN									
13 LIQUOR COMMISSION									
04 MARKETING & MERCHANDISING DIV									
02 PURCHASING									
10 PERSONAL SERVICES - PERMANENT									
20 CURRENT EXPENSES									
60 BENEFITS									
TOTAL								68,466	70,056
ESTIMATED SOURCE OF FUNDS FOR									
PURCHASING									
GENERAL FUND									
TOTAL								68,466	70,056
02 ADMIN OF JUSTICE & PUBLIC PRTN									
13 LIQUOR COMMISSION									
04 MARKETING & MERCHANDISING DIV									
03 STORE OPERATIONS									
10 PERSONAL SERVICES - PERMANENT									
18 OVERTIME									
19 HOLIDAY PAY									
20 CURRENT EXPENSES									
22 RENT/LEASES OTHER THAN STATE									
23 HEAT, ELECTRICITY & WATER									
24 MAINT. OTHER THAN BUILD. & GRNDS									
30 EQUIPMENT NEW/REPLACEMENT									
47 OWN FORCES MAINT. - BUILD. & GRNDS									
48 CONTRACTUAL MAINT. - BUILD. & GRNDS									
50 PERSONAL SERVICE - TEMP/APPOINTEE									
90 BENEFITS									
90 IN-STATE TRAVEL									
98 RELOCATION/REHABILITATION FUND									
TOTAL								501,410	515,813
ESTIMATED SOURCE OF FUNDS FOR									
STORE OPERATIONS									
TOTAL								68,466	70,056
THE FUNDS IN THIS APPROPRIATION MAY BE EXPENDED									
WITH PRIOR APPROVAL OF THE FISCAL COMMITTEE									
AND GOVERNOR AND COUNCIL.									
TOTAL								18,592,255	19,285,690

H8	0001	PAGE	136	06/03/03		(CONT.) (CONT.) (CONT.) (CONT.)	FISCAL YEAR 2004	FISCAL YEAR 2005
02	ADMIN OF JUSTICE & PUBLIC PRIN							
13	LIQUOR COMMISSION							
04	MARKETING & MERCHANDISING DIV							
03	STORE OPERATIONS							
	GENERAL FUND						18,592,255	19,285,690
	TOTAL						18,592,255	19,285,690
02	ADMIN OF JUSTICE & PUBLIC PRIN							
13	LIQUOR COMMISSION							
04	MARKETING & MERCHANDISING DIV							
04	MERCHANDISING-ADVERTISING							
	20 CURRENT EXPENSES						772,500	795,675
	TOTAL						772,500	795,675
	ESTIMATED SOURCE OF FUNDS FOR MERCHANDISING-ADVERTISING GENERAL FUND						772,500	795,675
	TOTAL						772,500	795,675
02	ADMIN OF JUSTICE & PUBLIC PRIN							
13	LIQUOR COMMISSION							
04	MARKETING & MERCHANDISING DIV							
05	WAREHOUSE & TRANSPORTATION							
	10 PERSONAL SERVICES - PERMANENT							
	18 OVERTIME						514,657	525,736
	20 CURRENT EXPENSES						3,469	3,469
	22 RENTS&LEASES OTHER THAN STATE						30,000	30,000
	24 MAINT.-OTHER THAN BUILD.& GRNDS						21,250	21,250
	30 EQUIPMENT NEW/REPLACEMENT						25,000	25,000
	48 CONTRACTUAL MAINT.-BUILD&GRNDS						20,000	20,000
	50 PERSONAL SERVICE-TEMP/APPOINTE						73,568	73,568
	60 BENEFITS						197,323	201,426
	70 IN-STATE TRAVEL						300	300
	TOTAL						887,037	902,229
	ESTIMATED SOURCE OF FUNDS FOR WAREHOUSE & TRANSPORTATION GENERAL FUND						887,037	902,229
	TOTAL						887,037	902,229
	ESTIMATED SOURCE OF FUNDS FOR MARKETING & MERCHANDISING DIV GENERAL FUND							
	TOTAL							
	TOTAL						20,821,668	21,569,463
	MARKETING & MERCHANDISING DIV							
	GENERAL FUND							
	TOTAL						20,821,668	21,569,463

		----- FISCAL YEAR 2004 -----		----- FISCAL YEAR 2005 -----	
H8 0001	PAGE 137 06/03/03				
02 ADMIN OF JUSTICE & PUBLIC PRTN					
13 LIQUOR COMMISSION					
05 WORKER'S COMPENSATION					
90 WORKERS COMPENSATION		200,000		200,000	
TOTAL			200,000		200,000
ESTIMATED SOURCE OF FUNDS FOR					
WORKER'S COMPENSATION					
GENERAL FUND			200,000		200,000
TOTAL			200,000		200,000
02 ADMIN OF JUSTICE & PUBLIC PRTN					
13 LIQUOR COMMISSION					
06 UNEEMPLOYMENT COMPENSATION					
90 UNEEMPLOYMENT COMPENSATION		7,500		7,500	
TOTAL			7,500		7,500
ESTIMATED SOURCE OF FUNDS FOR					
UNEEMPLOYMENT COMPENSATION					
GENERAL FUND			7,500		7,500
TOTAL			7,500		7,500
ESTIMATED SOURCE OF FUNDS FOR					
LIQUOR COMMISSION					
GENERAL FUND			26,559,885		27,634,704
OTHER FUNDS					
TOTAL			26,559,885		27,634,704
02 ADMIN OF JUSTICE & PUBLIC PRTN					
14 PUBLIC UTILITIES COMMISSION					
01 OFFICE OF THE COMMISSIONER					
10 PERSONAL SERVICES - PERMANENT		2,871,204		2,949,379	
11 SALARY OF THREE COMMISSIONERS		282,675		282,675	
12 SALARY OF COUNSEL		84,232		84,232	
13 SALARY OF EXECUTIVE DIRECTOR		70,012		74,208	
20 CURRENT EXPENSES		157,572		157,572	
22 RENT/LEASES OTHER THAN STATE		255,850		48,730	
24 RENT/OTHER THAN BUILD. & GRNDS		41,709		37,020	
26 TRANSFER TO BUDGETS		48,262		48,891	
30 TRANSFER TO GENERAL SERVICES				343,321	
40 EQUIPMENT NEW/REPLACEMENT		439,915		215,815	
40 INDIRECT COSTS		47,291		55,118	

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02 ADMIN OF JUSTICE & PUBLIC PRTN			(CONT.)		
14 PUBLIC UTILITIES COMMISSION			(CONT.)		
01 OFFICE OF THE COMMISSIONER			(CONT.)		
46 CONSULTANTS	D			60,000	60,000
49 TRANSFERS TO OTHER STATE AGENCIES				125,441	131,123
50 PERSONAL SERVICE-TEMP/APPOINTEE				33,280	33,280
60 BENEFITS				1,226,551	1,257,029
70 IN-STATE TRAVEL				10,848	10,368
80 OUT-OF STATE TRAVEL				92,366	92,366
90 PRINTING-PUC REPORTS				55,000	55,000
91 WESTLAW				24,000	24,000
92 EDUCATIONAL TRAINING				26,800	26,800
93 MOVING EXPENSES				1	10,001
94 WALKER BLDG COMPUTER WIRING				60,000	167,555
97 RETIREES HEALTH INSURANCE				167,555	
TOTAL				6,180,564	6,164,463
ESTIMATED SOURCE OF FUNDS FOR					
OFFICE OF THE COMMISSIONER	I			6,180,564	6,164,463
09 AGENCY INCOME				6,180,564	6,164,463
TOTAL					
02 ADMIN OF JUSTICE & PUBLIC PRTN					
14 PUBLIC UTILITIES COMMISSION					
02 GAS PIPELINE CARRIERS					
10 PERSONAL SERVICES - PERMANENT				194,330	199,311
20 CURRENT EXPENSES				18,079	19,600
22 RENTS&LEASES OTHER THAN STATE				18,651	1,400
24 MAINT, OTHER THAN BUILD. & GRNDS				200	400
26 ORGANIZATIONAL DUES				1	1
28 TRANSFERS TO GENERAL SERVICES				17,052	17,052
30 EQUIPMENT NEW/REPLACEMENT				2,480	2,480
40 INDIRECT COSTS				3,216	3,216
41 AUDIT FUND SET ASIDE				126	135
46 CONSULTANTS				6,000	1,000
49 TRANSFERS TO OTHER STATE AGENCIES				110	110
50 PERSONAL SERVICE-TEMP/APPOINTEE				24,506	24,506
60 BENEFITS				75,777	75,620
70 IN-STATE TRAVEL				21,286	16,599
80 OUT-OF STATE TRAVEL				18,852	19,267
90 ADVERTISING				7,500	2,100
93 MOVING EXPENSES				1	2,001
TOTAL				403,342	384,798
ESTIMATED SOURCE OF FUNDS FOR					
GAS PIPELINE CARRIERS					
00 FEDERAL FUNDS				201,671	192,399
09 AGENCY INCOME				201,671	192,399

HB 0001	PAGE	139	06/03/03	----- FISCAL YEAR 2004 -----	----- FISCAL YEAR 2005 -----
(CONT.)					
(CONT.)					
(CONT.)					
TOTAL				403,362	386,798
02 ADMIN OF JUSTICE & PUBLIC PRIN					
14 PUBLIC UTILITIES COMMISSION					
03 CONSUMER ADVOCATE					
10 PERSONAL SERVICES - PERMANENT					
11 CONSUMER ADVOCATE					
20 CURRENT EXPENSES					
22 RENT/LEASES OTHER THAN STATE					
24 MAINT-OTHER THAN BUILD.& GRNDS					
26 ORGANIZATIONAL DUES					
28 TRANSFERS TO GENERAL SERVICES					
30 EQUIPMENT NEW/REPLACEMENT					
40 INDIRECT COSTS					
46 CONSULTANTS					
49 TRANSFERS TO OTHER STATE AGENCS					
60 BENEFITS					
60 TRAVEL					
60 OUT OF STATE TRAVEL					
91 WESTLAW					
93 MOVING EXPENSES					
TOTAL				523,714	535,771
ESTIMATED SOURCE OF FUNDS FOR					
CONSUMER ADVOCATE					
09 AGENCY INCOME					
TOTAL				523,714	535,771
02 ADMIN OF JUSTICE & PUBLIC PRIN					
14 PUBLIC UTILITIES COMMISSION					
04 UTILITY CONFERENCES					
90 UTILITY CONFERENCES					
TOTAL				1	1
ESTIMATED SOURCE OF FUNDS FOR					
UTILITY CONFERENCES					
09 AGENCY INCOME					
TOTAL				1	1

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 02 ADMIN OF JUSTICE & PUBLIC PRTN
 14 PUBLIC UTILITIES COMMISSION
 05 WORKER'S COMPENSATION

	0	3,500	3,500	3,500
90 WORKERS' COMPENSATION	0			
TOTAL		3,500		3,500
ESTIMATED SOURCE OF FUNDS FOR				
WORKER'S COMPENSATION	1	3,500		3,500
09 AGENCY INCOME		3,500		3,500
TOTAL				
02 ADMIN OF JUSTICE & PUBLIC PRTN				
14 PUBLIC UTILITIES COMMISSION				
06 UNEMPLOYMENT COMPENSATION				
90 UNEMPLOYMENT COMPENSATION	0	1		1
TOTAL		1		1
ESTIMATED SOURCE OF FUNDS FOR				
UNEMPLOYMENT COMPENSATION	1	1		1
09 AGENCY INCOME		1		1
TOTAL				
TOTAL		7,111,122		7,088,534
ESTIMATED SOURCE OF FUNDS FOR				
PUBLIC UTILITIES COMMISSION		201,671		192,399
FEDERAL FUNDS		6,909,451		6,896,135
OTHER FUNDS		7,111,122		7,088,534
TOTAL				

02 ADMIN OF JUSTICE & PUBLIC PRTN
 15 DEPARTMENT OF SAFETY
 01 OFFICE OF COMMISSIONER
 01 OFFICE OF COMMISSIONER

10 PERSONAL SERVICES - PERMANENT	218,172	222,947
11 SALARY OF COMMISSIONER	100,317	100,317
13 SALARY OF ASST COMMISSIONER	94,225	94,225
18 OVERTIME	5,450	5,500
20 CURRENT EXPENSES	20,908	20,908
22 RENTS&LEASES OTHER THAN STATE	2,561	2,561
24 MAINT-OTHER THAN BUILD.& GRNDS	714	714
26 ORGANIZATIONAL DUES	1,165	1,165
28 TRANSFERS TO GENERAL SERVICES	955,727	979,164
30 EQUIPMENT NEW/REPLACEMENT	21,160	10,580
50 PERSONAL SERVICE--TEMP/APPOINTEE	67,360	67,360

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02 ADMIN OF JUSTICE & PUBLIC PRIN		(CONT.)			
15 DEPARTMENT OF SAFETY		(CONT.)			
01 OFFICE OF COMMISSIONER		(CONT.)			
01 OFFICE OF COMMISSIONER		(CONT.)			
60 BENEFITS		159,874		161,658	
70 IN-STATE TRAVEL		2,091		2,091	
80 OUT-OF STATE TRAVEL		71,200		71,200	
91 PROPERTY UPKEEP		235,876		235,876	
TOTAL		1,956,800		1,976,266	
ESTIMATED SOURCE OF FUNDS FOR					
OFFICE OF COMMISSIONER		1,956,800		1,976,266	
02 TRS FROM DEPT TRANSPORTATION		1,956,800		1,976,266	
TOTAL					
02 ADMIN OF JUSTICE & PUBLIC PRIN					
15 DEPARTMENT OF SAFETY					
01 OFFICE OF COMMISSIONER					
02 BUREAU OF HEARINGS					
10 PERSONAL SERVICES - PERMANENT		1,263,641		1,300,377	
18 OVERTIME		3,900		3,900	
20 CURRENT EXPENSES		41,209		41,210	
22 RENT&LEASES OTHER THAN STATE		42,880		42,880	
26 ORGANIZATIONAL DUES		1,592		1,592	
30 EQUIPMENT NEW/REPLACEMENT		8,300		8,300	
60 BENEFITS		468,991		482,582	
70 IN-STATE TRAVEL		13,000		13,000	
TOTAL		1,843,513		1,893,841	
ESTIMATED SOURCE OF FUNDS FOR					
BUREAU OF HEARINGS					
00 FEDERAL FUNDS		77,234		80,946	
02 TRS FROM DEPT TRANSPORTATION		834,767		842,737	
09 AGENCY INCOME		931,512		950,158	
TOTAL		1,843,513		1,893,841	
02 ADMIN OF JUSTICE & PUBLIC PRIN					
15 DEPARTMENT OF SAFETY					
01 OFFICE OF COMMISSIONER					
03 RETIREE'S HEALTH INSURANCE					
97 RETIREES HEALTH INSURANCE					
TOTAL		2,160,000		2,160,000	
ESTIMATED SOURCE OF FUNDS FOR					
RETIREE'S HEALTH INSURANCE					
01 TRANSFERS FROM OTHER AGENCIES		259,200		259,200	
02 TRS FROM DEPT TRANSPORTATION		1,900,800		1,900,800	
TOTAL		2,160,000		2,160,000	

	----- FISCAL YEAR 2004 -----		----- FISCAL YEAR 2005 -----	
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02 ADMIN OF JUSTICE & PUBLIC PRIN				
15 DEPARTMENT OF SAFETY				
01 OFFICE OF COMMISSIONER				
04 GRANTS COORDINATOR				
10 PERSONAL SERVICES - PERMANENT				
18 OVERTIME	67,762		70,726	
20 CURRENT EXPENSES	4,000		4,000	
30 EQUIPMENT NEW/REPLACEMENT	7,001		7,501	
40 BENEFITS	3,000		3,000	
70 IN-STATE TRAVEL	26,552		27,648	
80 OUT-OF-STATE TRAVEL	6,000		6,400	
TOTAL	124,315		129,275	
ESTIMATED SOURCE OF FUNDS FOR				
GRANTS COORDINATOR				
01 TRANSFERS FROM OTHER AGENCIES	124,315		129,275	
TOTAL	124,315		129,275	
I				
TOTAL		6,084,628		6,159,382
ESTIMATED SOURCE OF FUNDS FOR				
OFFICE OF COMMISSIONER		77,234		80,946
FEDERAL FUNDS		6,007,394		6,078,436
OTHER FUNDS		6,084,628		6,159,382
TOTAL				
02 ADMIN OF JUSTICE & PUBLIC PRIN				
15 DEPARTMENT OF SAFETY				
02 DIVISION OF ADMINISTRATION				
01 BUSINESS OFFICE				
10 PERSONAL SERVICES - PERMANENT				
12 SALARY OF DIRECTOR OF ADMIN	828,121		850,515	
18 OVERTIME	78,256		78,256	
20 CURRENT EXPENSES	10,000		8,200	
22 RENT/LEASES OTHER THAN STATE	19,669		19,689	
24 MAINT-OTHER THAN BUILD. & GRNDS	4,162		4,162	
26 ORGANIZATIONAL DUES	310		310	
30 EQUIPMENT NEW/REPLACEMENT	1,120		1,120	
50 PERSONAL SERVICE-TEMP/APPOINTE	1,500		1,500	
60 BENEFITS	12,840		12,840	
70 IN-STATE TRAVEL	340,042		347,822	
TOTAL	1,550		1,550	
ESTIMATED SOURCE OF FUNDS FOR				
BUSINESS OFFICE				
02 TRS FROM DEPT TRANSPORTATION	1,297,590		1,325,804	
TOTAL	1,297,590		1,325,804	

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02 ADMIN OF JUSTICE & PUBLIC PRTN								
15 DEPARTMENT OF SAFETY								
02 DIVISION OF ADMINISTRATION								
02 EQUIPMENT CONTROL								
D								
10 PERSONAL SERVICES - PERMANENT					600,354	614,946		
18 OVERTIME					28,000	28,000		
20 CURRENT EXPENSES					32,747	32,748		
22 RENT&LEASES OTHER THAN STATE					5,120	5,120		
23 HEAT, ELECTRICITY & WATER					12,460	12,460		
24 MAINT. OTHER THAN BUILD. & GRNDS					4,160	4,160		
26 ORGANIZATIONAL DUES					1,025	1,025		
30 EQUIPMENT NEW/REPLACEMENT					15,679	16,150		
50 PERSONAL SERVICE-TEMP/APPOINTE					27,123	27,123		
60 BENEFITS					234,566	239,965		
70 IN-STATE TRAVEL					8,325	8,325		
90 WAREHOUSE EXPENSES					84,000	25,000		
TOTAL					1,053,559		1,015,022	
ESTIMATED SOURCE OF FUNDS FOR								
EQUIPMENT CONTROL								
02 TRS FROM DEPT TRANSPORTATION								
TOTAL					1,053,559		1,015,022	
02 ADMIN OF JUSTICE & PUBLIC PRTN								
15 DEPARTMENT OF SAFETY								
02 DIVISION OF ADMINISTRATION								
03 ROAD TOLL AUDIT								
10 PERSONAL SERVICES - PERMANENT					401,404	409,626		
18 OVERTIME					3,600	3,600		
20 CURRENT EXPENSES					6,248	6,247		
22 RENT&LEASES OTHER THAN STATE					105	105		
24 MAINT. OTHER THAN BUILD. & GRNDS					105	105		
30 EQUIPMENT NEW/REPLACEMENT					5,150	5,150		
60 BENEFITS					149,851	152,894		
70 IN-STATE TRAVEL					9,365	9,365		
TOTAL					575,828		587,092	
ESTIMATED SOURCE OF FUNDS FOR								
ROAD TOLL AUDIT								
02 TRS FROM DEPT TRANSPORTATION								
TOTAL					575,828		587,092	
					575,828		587,092	

----- FISCAL YEAR 2004 -----		----- FISCAL YEAR 2005 -----	
H#	PAGE	06/03/03	
02 ADMIN OF JUSTICE & PUBLIC PRTN			
15 DEPARTMENT OF SAFETY			
02 DIVISION OF ADMINISTRATION			
04 GAMING AUDIT SECTION			
10 PERSONAL SERVICES - PERMANENT			
18 OVERTIME	31,202	31,927	
20 CURRENT EXPENSES	1,600	1,600	
60 BENEFITS	833	833	
70 IN-STATE TRAVEL	12,137	12,405	
	2,080	2,080	
TOTAL			48,845
ESTIMATED SOURCE OF FUNDS FOR			
GAMING AUDIT SECTION			
01 TRANSFERS FROM OTHER AGENCIES			
TOTAL	47,852		48,845
02 ADMIN OF JUSTICE & PUBLIC PRTN			
15 DEPARTMENT OF SAFETY			
02 DIVISION OF ADMINISTRATION			
05 ROAD TOLL ADMINISTRATION			
10 PERSONAL SERVICES - PERMANENT			
18 OVERTIME	365,912	374,900	
20 CURRENT EXPENSES	1,000	1,000	
22 BENEFITS	67,126	67,125	
24 MAIN OTHER THAN BUILD. & GRDS	3,120	3,120	
26 ORGANIZATIONAL DUES	7,285	7,285	
30 EQUIPMENT NEW/REPLACEMENT	10,000	10,000	
60 BENEFITS	135,752	139,083	
70 IN-STATE TRAVEL	10,850	105	
91 TRUCK VALIDATION STICKERS			
TOTAL		603,155	615,468
ESTIMATED SOURCE OF FUNDS FOR			
ROAD TOLL ADMINISTRATION			
02 TRS FROM DEPT TRANSPORTATION			
TOTAL	603,155		615,468
02 ADMIN OF JUSTICE & PUBLIC PRTN			
15 DEPARTMENT OF SAFETY			
02 DIVISION OF ADMINISTRATION			
06 PETROLEUM POLLUTION			
10 PERSONAL SERVICES - PERMANENT			
18 OVERTIME	111,194	114,154	
20 CURRENT EXPENSES	500	500	
30 EQUIPMENT NEW/REPLACEMENT	1,651	1,651	
60 BENEFITS	41,327	15,100	
70 IN-STATE TRAVEL	4,160	42,422	
		4,160	
TOTAL	158,832		177,987

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02 ADMIN OF JUSTICE & PUBLIC PRIN								
15 DEPARTMENT OF SAFETY								
02 DIVISION OF ADMINISTRATION								
06 PETROLEUM POLLUTION								
ESTIMATED SOURCE OF FUNDS FOR								
PETROLEUM POLLUTION								
01 TRANSFERS FROM OTHER AGENCIES								
TOTAL								
02 ADMIN OF JUSTICE & PUBLIC PRIN								
15 DEPARTMENT OF SAFETY								
02 DIVISION OF ADMINISTRATION								
07 CENTRAL MAINTENANCE								
10 PERSONAL SERVICES - PERMANENT								
18 OVERTIME								
20 CURRENT EXPENSES								
22 RENTALS&LEASES OTHER THAN STATE								
23 HEAT, ELECTRICITY & WATER								
30 EQUIPMENT NEW/REPLACEMENT								
48 CONTRACTUAL MAINT.-BUILD&GRNDS								
50 PERSONAL SERVICE-TEMP/APPOINTE								
60 BENEFITS								
70 IN-STATE TRAVEL								
TOTAL								
ESTIMATED SOURCE OF FUNDS FOR								
CENTRAL MAINTENANCE								
02 TRS FROM DEPT TRANSPORTATION								
TOTAL								
TOTAL								
ESTIMATED SOURCE OF FUNDS FOR								
DIVISION OF ADMINISTRATION								
OTHER FUNDS								
TOTAL								
02 ADMIN OF JUSTICE & PUBLIC PRIN								
15 DEPARTMENT OF SAFETY								
03 DIVISION OF MOTOR VEHICLES								
01 DRIVER LICENSING								
10 PERSONAL SERVICES - PERMANENT								
18 OVERTIME								
20 CURRENT EXPENSES								
22 RENTALS&LEASES OTHER THAN STATE								
23 HEAT, ELECTRICITY & WATER								
24 MAINT-OTHER THAN BUILD.& GRNDS								

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158,832
158,832

177,987
177,987

122,425
1,100
11,443
315
210
15,679
3,500
13,225
46,717
4,750

125,527
1,100
11,443
315
210
3,500
13,225
47,864
4,750

219,364

207,934

219,364
219,364

207,934
207,934

3,956,180

3,978,152

3,956,180
3,956,180

3,978,152
3,978,152

1,362,593
17,425
286,169
70,794
9,870
331

1,408,272
18,150
340,421
70,794
10,363
347

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02 ADMIN OF JUSTICE & PUBLIC PRIN					
15 DEPARTMENT OF SAFETY					
03 DIVISION OF MOTOR VEHICLES					
01 DRIVER LICENSING					
26 ORGANIZATIONAL DUES				1,686	
28 TRANSFERS TO GENERAL SERVICES				14,477	
30 EQUIPMENT NEW/REPLACEMENT				34,119	
50 PERSONAL SERVICE-TEMP/APPOINTE				18,162	
60 BENEFITS				529,166	
70 IN-STATE TRAVEL				32,010	
90 ON-LINE IMAGING				856,539	
TOTAL				3,142,887	3,334,506
ESTIMATED SOURCE OF FUNDS FOR					
DRIVER LICENSING				3,142,887	3,334,506
02 TRS FROM DEPT TRANSPORTATION				3,142,887	3,334,506
TOTAL					
02 ADMIN OF JUSTICE & PUBLIC PRIN					
15 DEPARTMENT OF SAFETY					
03 DIVISION OF MOTOR VEHICLES					
02 MOTOR VEHICLE REGISTRATION					
10 PERSONAL SERVICES - PERMANENT				1,537,423	1,581,938
18 OVERTIME				177,900	185,450
20 CURRENT EXPENSES				181,338	190,401
22 RENTS&LEASES OTHER THAN STATE				52,526	55,150
23 HEAT, ELECTRICITY & WATER				25,547	26,823
24 MAINT-OTHER THAN BULD.& GRNDS				2,132	2,238
26 ORGANIZATIONAL DUES				1,575	1,655
28 TRANSFERS TO GENERAL SERVICES				14,389	14,478
30 EQUIPMENT NEW/REPLACEMENT				1,650	1,615
50 PERSONAL SERVICE-TEMP/APPOINTE				170,466	175,582
60 BENEFITS				647,711	667,366
70 IN-STATE TRAVEL				13,785	15,107
90 DECALS, POSTAGE, & ENVELOPES				612,975	674,273
91 TEMPORARY PLATES- STATE PRISON				61,710	67,881
TOTAL				3,501,127	3,665,957
ESTIMATED SOURCE OF FUNDS FOR					
MOTOR VEHICLE REGISTRATION				3,501,127	3,665,957
02 TRS FROM DEPT TRANSPORTATION				3,501,127	3,665,957
TOTAL					

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02 ADMIN OF JUSTICE & PUBLIC PRTN			
15 DEPARTMENT OF SAFETY			
03 DIVISION OF MOTOR VEHICLES			
03 CERTIFICATE OF TITLE			
10 PERSONAL SERVICES - PERMANENT			
18 OVERTIME	713,600		732,078
20 CURRENT EXPENSES	22,850		23,526
26 ORGANIZATIONAL DUES	169,361		177,828
30 EQUIPMENT NEW/REPLACEMENT	746		783
50 PERSONAL SERVICE-TEMP/APPOINTE	1,650		1,815
60 BENEFITS	15,260		15,717
70 IN-STATE TRAVEL	273,654		280,774
	286		289
TOTAL	1,197,407		1,232,809
ESTIMATED SOURCE OF FUNDS FOR			
CERTIFICATE OF TITLE			
02 TRS FROM DEPT TRANSPORTATION	1,197,407		1,232,809
TOTAL	1,197,407		1,232,809
02 ADMIN OF JUSTICE & PUBLIC PRTN			
15 DEPARTMENT OF SAFETY			
03 DIVISION OF MOTOR VEHICLES			
04 FINANCIAL RESPONSIBILITY			
10 PERSONAL SERVICES - PERMANENT			
18 OVERTIME	1,100,884		1,135,810
20 CURRENT EXPENSES	12,592		16,000
22 RENT/LEASES OTHER THAN STATE	126,892		143,841
24 MAINT OTHER THAN BUILD. & GRNDS	4,803		5,044
26 ORGANIZATIONAL DUES	3,938		4,134
30 EQUIPMENT NEW/REPLACEMENT	81		85
50 PERSONAL SERVICE-TEMP/APPOINTE	1,450		1,815
60 BENEFITS	31,442		32,818
70 IN-STATE TRAVEL	415,447		428,681
	226		228
TOTAL	1,700,983		1,768,456
ESTIMATED SOURCE OF FUNDS FOR			
FINANCIAL RESPONSIBILITY			
02 TRS FROM DEPT TRANSPORTATION	1,700,983		1,768,456
TOTAL	1,700,983		1,768,456
02 ADMIN OF JUSTICE & PUBLIC PRTN			
15 DEPARTMENT OF SAFETY			
03 DIVISION OF MOTOR VEHICLES			
05 ADMIN-DIV OF MOTOR VEHICLES			
10 PERSONAL SERVICES - PERMANENT			
11 SALARY OF DIRECTOR	407,846		422,659
18 OVERTIME	90,128		90,328
20 CURRENT EXPENSES	1,250		1,300
	8,902		9,305

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02 ADMIN OF JUSTICE & PUBLIC PRIN		(CONT.)			
15 DEPARTMENT OF SAFETY		(CONT.)			
03 DIVISION OF MOTOR VEHICLES		(CONT.)			
05 ADMIN-DIV OF MOTOR VEHICLES		(CONT.)			
22 RENTS&LEASES OTHER THAN STATE		3,492		3,667	
24 MAINT. OTHER THAN BULD. & GRNDS		163		171	
26 ORGANIZATIONAL DUES		861		904	
28 TRANSFERS TO GENERAL SERVICES		143,454		168,643	
30 EQUIPMENT NEW/REPLACEMENT		12,787		14,640	
60 BENEFITS		184,713		190,286	
70 IN-STATE TRAVEL		1,144		1,258	
TOTAL		854,740		903,161	
ESTIMATED SOURCE OF FUNDS FOR					
ADMIN-DIV OF MOTOR VEHICLES					
02 TRS FROM DEPT TRANSPORTATION		854,740		903,161	
TOTAL		854,740		903,161	
02 ADMIN OF JUSTICE & PUBLIC PRIN					
15 DEPARTMENT OF SAFETY					
03 DIVISION OF MOTOR VEHICLES					
06 DRIVER & SAFETY EDUCATION					
10 PERSONAL SERVICES - PERMANENT		67,945		70,857	
18 OVERTIME		8,100		8,350	
20 CURRENT EXPENSES		68,546		71,973	
26 ORGANIZATIONAL DUES		320		336	
30 EQUIPMENT NEW/REPLACEMENT		2,000		25,000	
50 PERSONAL SERVICE-TEMP/APPOINTE		3,314		3,414	
60 BENEFITS		28,398		29,568	
70 IN-STATE TRAVEL		1,567		1,725	
90 DRIVERS ASSISTANCE		2,173,897		2,177,281	
91 RETIREE'S HEALTH INSURANCE		38,000		38,000	
TOTAL		2,392,107		2,426,504	
ESTIMATED SOURCE OF FUNDS FOR					
DRIVER & SAFETY EDUCATION					
09 AGENCY INCOME		2,392,107		2,426,504	
TOTAL		2,392,107		2,426,504	
02 ADMIN OF JUSTICE & PUBLIC PRIN					
15 DEPARTMENT OF SAFETY					
03 DIVISION OF MOTOR VEHICLES					
07 INTERNAT'L REGISTRAT'N PROGRAM					
10 PERSONAL SERVICES - PERMANENT		72,805		75,441	
18 OVERTIME		4,200		4,350	
20 CURRENT EXPENSES		43,150		45,310	
22 RENTS&LEASES OTHER THAN STATE		1,092		1,150	
26 ORGANIZATIONAL DUES		550		575	

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02 ADMIN OF JUSTICE & PUBLIC PRTN		
15 DEPARTMENT OF SAFETY		
03 DIVISION OF MOTOR VEHICLES		
09 ARBITRATION BOARD		
TOTAL	66,690	69,700
02 ADMIN OF JUSTICE & PUBLIC PRTN		
15 DEPARTMENT OF SAFETY		
03 DIVISION OF MOTOR VEHICLES		
10 MOTORCYCLE RIDER EDUC PROG		
10 PERSONAL SERVICES - PERMANENT		
18 OVERTIME	53,369	55,624
20 CURRENT EXPENSES	2,800	2,900
22 RENTALS/LEASES OTHER THAN STATE	111,801	117,380
26 ORGANIZATIONAL DUES	123,700	129,850
50 PERSONAL SERVICE-TEMP/APPOINTEE	156,540	159,200
60 BENEFITS	32,605	33,833
70 IN-STATE TRAVEL	250	275
TOTAL	479,335	499,347
ESTIMATED SOURCE OF FUNDS FOR		
MOTORCYCLE RIDER EDUC PROG		
09 AGENCY INCOME	479,335	499,347
TOTAL	479,335	499,347
02 ADMIN OF JUSTICE & PUBLIC PRTN		
15 DEPARTMENT OF SAFETY		
03 DIVISION OF MOTOR VEHICLES		
11 ENHANCED EMISSIONS - ADMIN		
10 PERSONAL SERVICES - PERMANENT		
18 OVERTIME	59,085	59,955
20 CURRENT EXPENSES	500	525
30 EQUIPMENT NEW/REPLACEMENT	53,143	55,800
60 BENEFITS	1	7,500
70 IN-STATE TRAVEL	22,046	22,377
80 OUT-OF-STATE TRAVEL	2,244	2,468
90 DATA BASE	3,421	3,763
	3,366	3,702
TOTAL	143,806	156,090
ESTIMATED SOURCE OF FUNDS FOR		
ENHANCED EMISSIONS - ADMIN		
02 TRS FROM DEPT TRANSPORTATION	143,806	156,090
TOTAL	143,806	156,090

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02 ADMIN OF JUSTICE & PUBLIC PRTN					
15 DEPARTMENT OF SAFETY					
03 DIVISION OF MOTOR VEHICLES					
12 MOTOR VEHICLE INSPECTORS					
10 PERSONAL SERVICES - PERMANENT					
18 OVERTIME					
20 CURRENT EXPENSES					
20 EQUIPMENT NEW/REPLACEMENT					
20 BENEFITS					
70 IN-STATE TRAVEL					
TOTAL					398,898
ESTIMATED SOURCE OF FUNDS FOR					2,325
MOTOR VEHICLE INSPECTORS					22,325
02 TRS FROM DEPT TRANSPORTATION					43,935
TOTAL					148,452
					12,663
					628,598
FUNDING FOR 2003 AND 2004, HAS BEEN APPROPRIATED					
THROUGH CHAP. 165, LAWS OF 2002.					
02 ADMIN OF JUSTICE & PUBLIC PRTN					
15 DEPARTMENT OF SAFETY					
03 DIVISION OF MOTOR VEHICLES					
13 MOTOR VEHICLE INSPECTORS					
10 PERSONAL SERVICES - PERMANENT					
18 OVERTIME					
20 CURRENT EXPENSES					
20 EQUIPMENT NEW/REPLACEMENT					
20 BENEFITS					
70 IN-STATE TRAVEL					
TOTAL				605,199	629,073
ESTIMATED SOURCE OF FUNDS FOR				20,600	21,225
MOTOR VEHICLE INSPECTORS				47,254	49,617
02 TRS FROM DEPT TRANSPORTATION				22,225	39,950
TOTAL				231,546	240,610
				55,000	60,500
				981,824	1,040,975
02 ADMIN OF JUSTICE & PUBLIC PRTN					
15 DEPARTMENT OF SAFETY					
03 DIVISION OF MOTOR VEHICLES					
14 MOTOR VEHICLE INSPECTORS					
10 PERSONAL SERVICES - PERMANENT					
18 OVERTIME					
20 CURRENT EXPENSES					
30 EQUIPMENT NEW/REPLACEMENT					
TOTAL				402,850	417,103
ESTIMATED SOURCE OF FUNDS FOR				8,500	8,750
MOTOR VEHICLE INSPECTORS				25,524	26,800
02 TRS FROM DEPT TRANSPORTATION				16,750	17,000
TOTAL				981,824	1,040,975
				981,824	1,040,975

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02 ADMIN OF JUSTICE & PUBLIC PRIN	(CONT.)				
15 DEPARTMENT OF SAFETY	(CONT.)				
03 DIVISION OF MOTOR VEHICLES	(CONT.)				
14 MOTOR VEHICLE INSPECTORS	(CONT.)				
60 BENEFITS		152,200		157,566	
70 IN-STATE TRAVEL		12,100		13,310	
90 OPERATIONAL GEAR		5,000		5,000	
TOTAL		622,924		645,529	
ESTIMATED SOURCE OF FUNDS FOR					
MOTOR VEHICLE INSPECTORS					
02 TRS FROM DEPT TRANSPORTATION		622,924		645,529	
TOTAL		622,924		645,529	
02 ADMIN OF JUSTICE & PUBLIC PRIN					
15 DEPARTMENT OF SAFETY					
03 DIVISION OF MOTOR VEHICLES					
15 PROSECUTION OF TRUCKING LAWS					
10 PERSONAL SERVICES - PERMANENT					
18 OVERTIME		378,654		393,718	
20 CURRENT EXPENSES		2,500		2,625	
30 EQUIPMENT NEW/REPLACEMENT		5,869		6,560	
60 BENEFITS		7,862		7,862	
70 IN-STATE TRAVEL		141,027		146,646	
		6,089		6,698	
TOTAL		542,001		566,109	
ESTIMATED SOURCE OF FUNDS FOR					
PROSECUTION OF TRUCKING LAWS					
02 TRS FROM DEPT TRANSPORTATION		542,001		566,109	
TOTAL		542,001		566,109	
02 ADMIN OF JUSTICE & PUBLIC PRIN					
15 DEPARTMENT OF SAFETY					
03 DIVISION OF MOTOR VEHICLES					
16 MOTOR VEHICLE INSPECTORS					
10 PERSONAL SERVICES - PERMANENT					
18 OVERTIME		358,100		369,226	
20 CURRENT EXPENSES		5,400		5,550	
30 EQUIPMENT NEW/REPLACEMENT		26,019		71,812	
60 BENEFITS		31,610		19,110	
70 IN-STATE TRAVEL		134,495		138,668	
		17,000		17,000	
TOTAL		592,624		621,366	
ESTIMATED SOURCE OF FUNDS FOR					
MOTOR VEHICLE INSPECTORS					
02 TRS FROM DEPT TRANSPORTATION		592,624		621,366	
TOTAL		592,624		621,366	

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02 ADMIN OF JUSTICE & PUBLIC PRTN					
15 DEPARTMENT OF SAFETY					
03 DIVISION OF MOTOR VEHICLES					
17 HIGHWAY ENFORCEMENT - FEDERAL					
10 PERSONAL SERVICES - PERMENANT			219,451	224,810	
18 OVERTIME			5,000	5,250	
20 CURRENT EXPENSES			19,056	20,046	
26 ORGANIZATIONAL DUES			3,938	4,134	
30 EQUIPMENT NEW/REPLACEMENT			17,500	17,500	
40 INDIRECT COSTS			41,791	43,463	
41 AUDIT FUND SET ASIDE			446	461	
60 BENEFITS			83,048	85,123	
70 IN-STATE TRAVEL			26,648	29,312	
TOTAL			416,877	430,099	
ESTIMATED SOURCE OF FUNDS FOR					
HIGHWAY ENFORCEMENT - FEDERAL					
00 FEDERAL FUNDS			341,507	352,408	
02 TRS FROM DEPT TRANSPORTATION			75,370	77,691	
TOTAL			416,877	430,099	
02 ADMIN OF JUSTICE & PUBLIC PRTN					
15 DEPARTMENT OF SAFETY					
03 DIVISION OF MOTOR VEHICLES					
18 ON BOARD DIAGNOSTIC PROGRAM					
10 PERSONAL SERVICES - PERMENANT			354,964	491,494	
18 OVERTIME			24,366	37,566	
20 CURRENT EXPENSES			75,067	86,850	
26 ORGANIZATIONAL DUES			1,000	1,000	
30 EQUIPMENT NEW/REPLACEMENT			295,830	137,415	
60 BENEFITS			140,952	195,752	
70 IN-STATE TRAVEL			34,280	49,400	
TOTAL			925,859	999,477	
ESTIMATED SOURCE OF FUNDS FOR					
ON BOARD DIAGNOSTIC PROGRAM					
02 TRS FROM DEPT TRANSPORTATION			925,859	999,477	
TOTAL			925,859	999,477	
ESTIMATED SOURCE OF FUNDS FOR			18,035,356	19,487,689	
DIVISION OF MOTOR VEHICLES					
FEDERAL FUNDS			341,507	352,408	
OTHER FUNDS			17,693,849	19,135,281	
TOTAL			18,035,356	19,487,689	

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02 ADMIN OF JUSTICE & PUBLIC PRTN			
15 DEPARTMENT OF SAFETY			
04 DIVISION OF STATE POLICE			
01 COMMUNICATIONS SECTION			
10 PERSONAL SERVICES - PERMANENT			
20 CURRENT EXPENSES	692,612	711,621	
22 RENT&LEASES OTHER THAN STATE	347,000	347,000	
23 HEAT, ELECTRICITY & WATER	27,335	27,335	
24 MAINT. OTHER THAN BUILD.& GRNDS	46,820	46,820	
26 ORGANIZATIONAL DUES	2,040	2,040	
30 EQUIPMENT NEW/REPLACEMENT	410	410	
50 PERSONAL SERVICE-TEMP/APPOINTEE	100,000	100,000	
60 BENEFITS	60,456	60,456	
70 IN-STATE TRAVEL	260,891	267,925	
90 RADIO PARTS	15,465	15,465	
93 N.L.E.T.S.	15,300	15,300	
	30,600	30,600	
TOTAL	1,598,929	1,624,972	
ESTIMATED SOURCE OF FUNDS FOR			
COMMUNICATIONS SECTION			
102 TRS FROM DEPT TRANSPORTATION	1,598,929	1,624,972	
TOTAL	1,598,929	1,624,972	
HIGHWAY FUND REIMBURSED. ACTUAL COSTS SHALL			
BE CHARGED TO THE HIGHWAY FUND FOR SERVICES			
PERFORMED FOR ALL STATE DEPARTMENTS, AGEN-			
CIES, COUNTIES, CITIES AND TOWNS, EXCLUDING			
ONLY EQUIPMENT FROM SUCH STATE DEPARTMENTS,			
AGENCIES, COUNTIES, CITIES AND TOWNS SUPPORTED			
BY THE HIGHWAY FUND. SUCH CHARGES SHALL BE			
SUFFICIENTLY HIGH TO DEFRAY ALL COSTS INVOLVED			
INCLUDING LABOR OVERHEAD AND PARTS AT REPLACE-			
MENT COST SO THAT THERE IS NO EXPENSE TO THE			
HIGHWAY FUND.			
02 ADMIN OF JUSTICE & PUBLIC PRTN			
15 DEPARTMENT OF SAFETY			
04 DIVISION OF STATE POLICE			
02 DETECTIVE BUREAU			
10 PERSONAL SERVICES - PERMANENT			
18 OVERTIME	3,321,316	3,402,012	
19 HOLIDAY PAY	50,000	50,000	
20 CURRENT EXPENSES	50,000	50,000	
22 RENT&LEASES OTHER THAN STATE	84,999	84,999	
24 MAINT. OTHER THAN BUILD.& GRNDS	9,180	9,180	
26 ORGANIZATIONAL DUES	2,040	2,040	
50 PERSONAL SERVICE-TEMP/APPOINTEE	1,175	1,175	
	37,025	37,025	

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02 ADMIN OF JUSTICE & PUBLIC PRIN				(CONT.)		
15 DEPARTMENT OF SAFETY				(CONT.)		
04 DIVISION OF STATE POLICE				(CONT.)		
02 DETECTIVE BUREAU						
60 BENEFITS						
70 IN-STATE TRAVEL				1,248,719		1,298,577
90 LAB SUPPLIES				61,200		61,200
91 STATE POLICE EVIDENCE ACCOUNT				85,000		90,000
93 FBI FINGERPRINT FEES				45,000		45,000
TOTAL				10,000		10,000
ESTIMATED SOURCE OF FUNDS FOR					5,025,655	5,141,208
DETECTIVE BUREAU						
02 TRS FROM DEPT TRANSPORTATION				3,510,961		3,591,371
09 AGENCY INCOME				10,000		10,000
GENERAL FUND				1,504,694		1,539,837
TOTAL				5,025,655		5,141,208
02 ADMIN OF JUSTICE & PUBLIC PRIN						
15 DEPARTMENT OF SAFETY						
04 DIVISION OF STATE POLICE						
03 TRAFFIC BUREAU						
10 PERSONAL SERVICES - PERMANENT				11,949,956		12,231,933
11 SALARY OF DIRECTOR				89,928		90,128
12 SALARY DEPUTY DIRECTOR				67,381		71,594
18 OVERTIME				500,000		500,000
19 HOLIDAY PAY				350,000		350,000
20 CURRENT EXPENSES				425,004		425,004
22 RENT/LEASES OTHER THAN STATE				45,900		45,900
23 HEAT, ELECTRICITY & WATER				18,360		18,360
24 MAINT. OTHER THAN BUILD. & GRNDS				7,345		7,345
26 ORGANIZATIONAL DUES				2,020		2,020
30 EQUIPMENT NEW/REPLACEMENT				769,500		769,500
50 PERSONAL SERVICE - TEMP/APPOINTE				78,375		78,375
60 BENEFITS				4,800,183		4,906,148
70 IN-STATE TRAVEL				825,000		825,000
90 AMMUNITION				57,000		57,000
92 TRAINING DOGS				15,300		15,300
94 VIDEO AND RECORDING TAPE				3,060		3,060
95 IN-SERVICE TRAINING				40,000		40,000
TOTAL				20,044,310		20,436,667
ESTIMATED SOURCE OF FUNDS FOR						
TRAFFIC BUREAU						
01 TRANSFERS FROM OTHER AGENCIES				3,808,424		3,882,968
02 TRS FROM DEPT TRANSPORTATION				16,235,886		16,553,699
TOTAL				20,044,310		20,436,667

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02 ADMIN OF JUSTICE & PUBLIC PRTH							
15 DEPARTMENT OF SAFETY							
04 DIVISION OF STATE POLICE							
04 AUXILIARY POLICE							
20 CURRENT EXPENSES				2,026		2,026	
50 PERSONAL SERVICE-TEMP/APPOINTE				25,311		25,311	
60 BENEFITS				1,936		1,936	
TOTAL				29,273		29,273	
ESTIMATED SOURCE OF FUNDS FOR							
AUXILIARY POLICE							
01 TRANSFERS FROM OTHER AGENCIES				5,562		5,562	
02 TRS FROM DEPT TRANSPORTATION				23,711		23,711	
TOTAL				29,273		29,273	
02 ADMIN OF JUSTICE & PUBLIC PRTH							
15 DEPARTMENT OF SAFETY							
04 DIVISION OF STATE POLICE							
05 AIRCRAFT TRAFFIC SURVEILLANCE							
20 CURRENT EXPENSES				110,000		110,000	
TOTAL				110,000		110,000	
ESTIMATED SOURCE OF FUNDS FOR							
AIRCRAFT TRAFFIC SURVEILLANCE							
01 TRANSFERS FROM OTHER AGENCIES				20,900		20,900	
02 TRS FROM DEPT TRANSPORTATION				89,100		89,100	
TOTAL				110,000		110,000	
02 ADMIN OF JUSTICE & PUBLIC PRTH							
15 DEPARTMENT OF SAFETY							
04 DIVISION OF STATE POLICE							
06 DWI ENFORCEMENT UNIT							
10 PERSONAL SERVICES - PERMANENT							
20 CURRENT EXPENSES				187,330		192,176	
30 EQUIPMENT NEW/REPLACEMENT				19,509		19,509	
60 BENEFITS				13,500		13,500	
70 IN-STATE TRAVEL				69,312		71,105	
				29,910		29,910	
TOTAL				319,561		326,200	
ESTIMATED SOURCE OF FUNDS FOR							
DWI ENFORCEMENT UNIT							
02 TRS FROM DEPT TRANSPORTATION				319,561		326,200	
TOTAL				319,561		326,200	

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02 ADMIN OF JUSTICE & PUBLIC PRIN						
15 DEPARTMENT OF SAFETY						
04 DIVISION OF STATE POLICE						
07 STATE POLICE INTERSTATE						
10 PERSONAL SERVICES - PERMANENT						
20 CURRENT EXPENSES					329,665	335,796
30 EQUIPMENT NEW/REPLACEMENT					24,971	24,971
60 BENEFITS					54,000	54,000
70 IN-STATE TRAVEL					121,976	124,245
TOTAL					10,400	10,400
ESTIMATED SOURCE OF FUNDS FOR						
STATE POLICE INTERSTATE					541,012	549,412
02 TRS FROM DEPT TRANSPORTATION						
TOTAL					541,012	549,412
02 ADMIN OF JUSTICE & PUBLIC PRIN						
15 DEPARTMENT OF SAFETY						
04 DIVISION OF STATE POLICE						
08 HAMPTON BEACH DETAIL						
18 OVERTIME					76,062	76,062
60 BENEFITS					28,143	28,143
TOTAL						
ESTIMATED SOURCE OF FUNDS FOR						
HAMPTON BEACH DETAIL					104,205	104,205
02 TRS FROM DEPT TRANSPORTATION						
TOTAL					104,205	104,205
02 ADMIN OF JUSTICE & PUBLIC PRIN						
15 DEPARTMENT OF SAFETY						
04 DIVISION OF STATE POLICE						
09 INTRASTATE MISDEAMEANOR						
10 PERSONAL SERVICES - PERMANENT					30,214	31,506
60 BENEFITS					11,179	11,657
TOTAL					41,393	43,163
ESTIMATED SOURCE OF FUNDS FOR						
INTRASTATE MISDEAMEANOR					41,393	43,163
02 TRS FROM DEPT TRANSPORTATION					41,393	43,163
TOTAL						

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02 ADMIN OF JUSTICE & PUBLIC PRTN 15 DEPARTMENT OF SAFETY 04 DIVISION OF STATE POLICE 13 BUREAU OF ENFORCEMENT		(CONT.) (CONT.) (CONT.) (CONT.)			
22 RENTS&LEASES OTHER THAN STATE		2,855		2,855	
24 MAINT.OTHER THAN BUILD.& GRNDS		8,260		8,260	
26 ORGANIZATIONAL DUES/CEMENT		152,460		460	
30 PERSONAL SERVICE-TEMP/APPOINTE		152,733		121,500	
60 BENEFITS		699,288		3,135	
70 IN-STATE TRAVEL		92,125		76,339	
TOTAL		2,901,885		2,936,409	
ESTIMATED SOURCE OF FUNDS FOR					
BUREAU OF ENFORCEMENT					
02 TRS FROM DEPT TRANSPORTATION		2,901,885		2,936,409	
TOTAL		2,901,885		2,936,409	
02 ADMIN OF JUSTICE & PUBLIC PRTN 15 DEPARTMENT OF SAFETY 04 DIVISION OF STATE POLICE 14 GAMING ENFORCEMENT					
10 PERSONAL SERVICES - PERMANENT					
18 OVERTIME		180,452		185,258	
20 CURRENT EXPENSES		3,000		3,000	
30 EQUIPMENT NEW/REPLACEMENT		6,478		6,478	
60 BENEFITS		38,336		38,336	
70 IN-STATE TRAVEL		67,877		69,655	
96 RETIREE'S HEALTH INSURANCE		6,630		6,630	
TOTAL		15,000		15,000	
ESTIMATED SOURCE OF FUNDS FOR		317,773		324,357	
GAMING ENFORCEMENT					
01 TRANSFERS FROM OTHER AGENCIES		317,773		324,357	
TOTAL		317,773		324,357	
02 ADMIN OF JUSTICE & PUBLIC PRTN 15 DEPARTMENT OF SAFETY 04 DIVISION OF STATE POLICE 15 CRIMINAL RECORDS					
10 PERSONAL SERVICES - PERMANENT					
60 BENEFITS		134,635		140,102	
TOTAL		49,815		51,838	
ESTIMATED SOURCE OF FUNDS FOR		184,450		191,940	
CRIMINAL RECORDS					
03 REVOLVING FUNDS		184,450		191,940	
TOTAL		184,450		191,940	

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 02 ADMIN OF JUSTICE & PUBLIC PRIN (CONT.)
 15 DEPARTMENT OF SAFETY (CONT.)
 04 DIVISION OF STATE POLICE (CONT.)
 15 CRIMINAL RECORDS (CONT.)

DIVISION OF STATE POLICE. 02-15-04.
 NO OVERTIME OR HOLIDAY PAY SHALL BE INCURRED
 WITHOUT RECEIVING THE PRIOR APPROVAL OF THE
 COMMISSIONER OR DESIGNEE.
 IF A VACANT POSITION IS NOT FILLED WITHIN SIX
 MONTHS FROM THE DATE OF THE VACANCY, SAID
 POSITION SHALL REMAIN VACANT FOR THE BALANCE OF
 THE BUDGET YEAR. PRIOR APPROVAL TO FILL THE
 POSITION IS GRANTED BY THE LEGISLATIVE FISCAL
 COMMITTEE.

TOTAL 33,304,351 33,906,691
 ESTIMATED SOURCE OF FUNDS FOR
 DIVISION OF STATE POLICE 1,547,697
 GENERAL FUND 31,791,852
 OTHER FUNDS 33,906,691
 TOTAL

02 ADMIN OF JUSTICE & PUBLIC PRIN
 15 DEPARTMENT OF SAFETY
 05 DIVISION OF SAFETY SERVICES
 01 WATERCRAFT SAFETY

10 PERSONAL SERVICES - PERMANENT
 11 SALARY OF DIRECTOR 604,766
 18 OVERTIME 71,683
 20 CURRENT EXPENSES 40,000
 22 RENT/LEASES OTHER THAN STATE 437,506
 23 HEAT, ELECTRICITY & WATER 9,000
 24 TRAVEL 12,000
 25 MEAL, OTHER THAN BUILD. & GRNDS 13,000
 26 ORGANIZATIONAL DUES 200
 27 EQUIPMENT NEW/REPLACEMENT 247,500
 50 PERSONAL SERVICE-TEMP/APPOINTEE 717,612
 60 BENEFITS 319,984
 70 IN-STATE TRAVEL 102,000
 91 BOAT REPLACEMENTS 2
 93 HOORING ENFORCEMENT 60,000
 94 BOATER CERTIFICATION 350,000

TOTAL 2,985,253 3,007,347
 ESTIMATED SOURCE OF FUNDS FOR
 WATERCRAFT SAFETY
 03 REVOLVING FUNDS 2,985,253
 TOTAL 3,007,347

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02 ADMIN OF JUSTICE & PUBLIC PRIN			
15 DEPARTMENT OF SAFETY			
05 DIVISION OF SAFETY SERVICES			
02 AERIAL LIFT SAFETY			
10 PERSONAL SERVICES - PERMANENT		91,885	94,060
18 OVERTIME		11,000	11,000
20 CURRENT EXPENSES		5,500	5,500
30 EQUIPMENT NEW/REPLACEMENT			23,418
50 PERSONAL SERVICE-TEMP/APPOINTE		20,000	20,000
40 BENEFITS		39,597	40,395
70 IN-STATE TRAVEL		8,000	8,000
95 REGULATION-CARNIVAL EQUIPH'T		5,028	5,028
TOTAL		181,010	207,381
ESTIMATED SOURCE OF FUNDS FOR			
AERIAL LIFT SAFETY		181,010	207,381
09 AGENCY INCOME		181,010	207,381
TOTAL			
02 ADMIN OF JUSTICE & PUBLIC PRIN			
15 DEPARTMENT OF SAFETY			
05 DIVISION OF SAFETY SERVICES			
03 RECREATIONAL BOAT SAFETY GRANT			
10 PERSONAL SERVICES - PERMANENT			
20 CURRENT EXPENSES		133,627	138,307
26 ORGANIZATIONAL DUES		120,256	120,256
30 EQUIPMENT NEW/REPLACEMENT		3,000	3,000
40 INDIRECT COSTS		63,079	63,000
41 AUDIT FUND SET ASIDE		136,487	136,486
50 PERSONAL SERVICE-TEMP/APPOINTE		99,383	99,383
90 BENEFITS		57,045	58,727
70 IN-STATE TRAVEL		47,436	47,436
90 IN-SERVICE TRAINING		9,257	9,257
91 WATERCRAFT ENFORCEMENT		16,781	16,781
TOTAL		686,951	693,370
ESTIMATED SOURCE OF FUNDS FOR			
RECREATIONAL BOAT SAFETY GRANT		686,951	693,370
00 FEDERAL FUNDS		686,951	693,370
TOTAL			

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02 ADMIN OF JUSTICE & PUBLIC PRIN		
15 DEPARTMENT OF SAFETY		
05 DIVISION OF SAFETY SERVICES		
04 SEACOAST SECURITY UNIT		
10 PERSONAL SERVICES - PERMANENT		
18 OVERTIME	121,830	126,918
19 HOLIDAY PAY	12,000	12,000
20 CURRENT EXPENSES	6,000	6,000
30 EQUIPMENT NEW/REPLACEMENT	5,101	5,202
60 BENEFITS	51,737	72,375
70 IN-STATE TRAVEL	1,500	53,620
TOTAL	198,168	277,615
ESTIMATED SOURCE OF FUNDS FOR		
SEACOAST SECURITY UNIT		
03 REVOLVING FUNDS		
TOTAL	198,168	277,615
I		
TOTAL	4,051,382	4,185,713
ESTIMATED SOURCE OF FUNDS FOR		
DIVISION OF SAFETY SERVICES		
FEDERAL FUNDS	686,951	693,370
OTHER FUNDS	3,364,431	3,492,343
TOTAL	4,051,382	4,185,713
02 ADMIN OF JUSTICE & PUBLIC PRIN		
15 DEPARTMENT OF SAFETY		
06 DIV OF FIRE SAFETY & EMER MGMT		
01 BUREAU OF FIRE SAFETY		
10 PERSONAL SERVICES - PERMANENT		
11 SALARY OF FIRE MARSHAL	479,206	494,001
18 OVERTIME	84,632	84,432
20 CURRENT EXPENSES	35,255	35,538
26 ORGANIZATIONAL DUES	108,660	105,500
30 EQUIPMENT NEW/REPLACEMENT	2,800	2,800
50 PERSONAL SERVICE-TEMP/APPOINTEE	67,496	73,168
60 BENEFITS	53,016	50,176
70 IN-STATE TRAVEL	225,646	231,064
TOTAL	1,096,826	1,125,145
ESTIMATED SOURCE OF FUNDS FOR		
BUREAU OF FIRE SAFETY		
09 AGENCY INCOME	1,096,826	1,125,145
TOTAL	1,096,826	1,125,145
I		

----- FISCAL YEAR 2004 -----		----- FISCAL YEAR 2005 -----	
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02 ADMIN OF JUSTICE & PUBLIC PRIN			
15 DEPARTMENT OF SAFETY			
06 DIV OF FIRE SAFETY & EMER MGMT			
03 EMERGENCY MGMT ASSISTANCE			
01 EMERGENCY MGMT ADMIN			
10 PERSONAL SERVICES - PERMANENT		1,405,501	1,465,853
16 PERSONAL SERVICES-NON-CLASSIFI		63,444	64,779
18 OVERTIME		12,800	12,800
20 CURRENT EXPENSES		310,426	310,826
22 RENT&LEASES OTHER THAN STATE		21,269	21,269
24 MAINT.OTHER THAN BUILD.& GRNDS		24,656	24,656
26 ORGANIZATIONAL DUES		3,267	3,267
28 TRANSFERS TO GENERAL SERVICES		166,600	169,020
30 EQUIPMENT NEW/REPLACEMENT		189,781	189,831
40 INDIRECT COSTS	D	62,790	62,790
41 AUDIT FUND SET ASIDE	E	1,098	1,118
42 ADDITIONAL FRINGE BENEFITS	D	73,643	73,643
46 CONSULTANTS		16,000	16,000
50 PERSONAL SERVICE-TEMP/APPOINTE		128,981	128,981
60 BENEFITS		558,112	574,277
70 IN-STATE TRAVEL		53,027	53,027
80 OUT-OF-STATE TRAVEL		34,581	34,831
90 WORKSHOPS		39,860	39,860
91 GIS WORKGROUP		5,000	5,000
92 VEHICLE LEASE		50,668	50,668
TOTAL		3,223,504	3,284,496
ESTIMATED SOURCE OF FUNDS FOR			
EMERGENCY MGMT ADMIN			
00 FEDERAL FUNDS	I	1,130,836	1,152,320
05 PRIVATE LOCAL FUNDS	I	1,736,349	1,769,054
09 AGENCY INCOME		356,319	363,122
TOTAL		3,223,504	3,284,496
02 ADMIN OF JUSTICE & PUBLIC PRIN			
15 DEPARTMENT OF SAFETY			
06 DIV OF FIRE SAFETY & EMER MGMT			
03 EMERGENCY MGMT ASSISTANCE			
02 EMERGENCY MGMT ASSIST - LOCAL			
40 INDIRECT COSTS	E	8,917	8,917
41 AUDIT FUND SET ASIDE	D	481	481
50 PERSONAL SERVICE-TEMP/APPOINTE		32,058	32,058
60 BENEFITS		2,452	2,452
90 GRANTS		435,436	435,436
TOTAL		479,344	479,344
ESTIMATED SOURCE OF FUNDS FOR			
EMERGENCY MGMT ASSIST - LOCAL			
00 FEDERAL FUNDS		479,344	479,344
TOTAL		479,344	479,344

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02 ADMIN OF JUSTICE & PUBLIC PRTN			
15 DEPARTMENT OF SAFETY			
06 DIV OF FIRE SAFETY & EMER NGMT			
03 EMERGENCY MGMT ASSISTANCE			
04 CIVIL AIR PATROL			
90 CIVIL AIR PATROL GRANT		61,628	61,628
TOTAL		61,628	61,628
ESTIMATED SOURCE OF FUNDS FOR			
CIVIL AIR PATROL			
09 AGENCY INCOME		61,628	61,628
TOTAL		61,628	61,628
02 ADMIN OF JUSTICE & PUBLIC PRTN			
15 DEPARTMENT OF SAFETY			
06 DIV OF FIRE SAFETY & EMER NGMT			
04 OPERATIONS SUPPORT			
20 CURRENT EXPENSES			
22 RENT&LEASES OTHER THAN STATE		2,281	2,281
24 MAINT. OTHER THAN BUILD. & GRNDS		5,300	5,300
30 EQUIPMENT NEW/REPLACEMENT		40,035	40,035
40 INDIRECT COSTS		22,800	22,800
41 AUDIT FUND SET ASIDE		2,400	2,400
46 CONSULTANTS		61	61
50 PERSONAL SERVICE-TEMP/APPOINTEE		5,000	5,000
60 BENEFITS		29,100	29,100
80 IN-STATE TRAVEL		2,226	2,226
80 OUT-STATE TRAVEL		2,000	2,000
90 EOC OPERATIONS		3,500	3,500
		6,000	6,000
TOTAL		120,703	120,703
ESTIMATED SOURCE OF FUNDS FOR			
OPERATIONS SUPPORT			
00 FEDERAL FUNDS		60,352	60,352
05 PRIVATE LOCAL FUNDS		60,351	60,351
TOTAL		120,703	120,703
02 ADMIN OF JUSTICE & PUBLIC PRTN			
15 DEPARTMENT OF SAFETY			
06 DIV OF FIRE SAFETY & EMER NGMT			
05 SEABROOK STATION			
20 CURRENT EXPENSES			
24 MAINT. OTHER THAN BUILD. & GRNDS		16,577	16,577
26 ORGANIZATIONAL DUES		10,500	10,500
30 EQUIPMENT NEW/REPLACEMENT		153	153
40 INDIRECT COSTS		65,000	65,000
46 CONSULTANTS		8,557	8,557
49 TRANSFERS TO OTHER STATE AGENCS		40,000	40,000
50 PERSONAL SERVICE-TEMP/APPOINTEE		324,342	337,083
		60,535	60,535

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02 ADMIN OF JUSTICE & PUBLIC PRIN					
16 DEPARTMENT OF SAFETY			(CONT.)		
06 DIV OF FIRE SAFETY & EMER NGHT			(CONT.)		
05 SEABROOK STATION			(CONT.)		
60 BENEFITS			4,631	4,631	
70 IN-STATE TRAVEL			4,770	4,770	
80 OUT-OF STATE TRAVEL			3,628	3,628	
91 ROCKINGHAM COUNTY			34,560	34,560	
94 LOCAL TRAINING COSTS			116,700	116,700	
96 TRAINING-STATE DEPTS			71,174	71,174	
97 OTHER AGENCY SUPPORT			10,000	10,000	
TOTAL			771,127	771,127	783,868
ESTIMATED SOURCE OF FUNDS FOR					
SEABROOK STATION					
05 PRIVATE LOCAL FUNDS			771,127	771,127	783,868
TOTAL			771,127	771,127	783,868
02 ADMIN OF JUSTICE & PUBLIC PRIN					
15 DEPARTMENT OF SAFETY					
06 DIV OF FIRE SAFETY & EMER NGHT					
06 VERMONT YANKEE					
20 CURRENT EXPENSES			25,938	25,938	
24 MAINT. OTHER THAN BUILD. & GRNDS			10,500	10,500	
26 ORGANIZATIONAL DUES			200	200	
30 EQUIPMENT NEW/REPLACEMENT			44,500	44,500	
40 INDIRECT COSTS			4,672	4,672	
46 CONSULTANTS			37,637	37,637	
50 TRAVEL			126,133	131,088	
59 PERSONS TO OTHER STATE AGENCS			2,293	29,783	
60 BENEFITS			7,278	7,278	
70 IN-STATE TRAVEL			7,500	7,500	
80 OUT-OF STATE TRAVEL			2,400	2,400	
91 EPZ COMMUNITY SUPPORT			67,500	67,500	
94 OTHER AGENCY SUPPORT			35,000	35,000	
95 OTHER AGENCY SUPPORT			15,000	15,000	
TOTAL			409,041	409,041	413,996
ESTIMATED SOURCE OF FUNDS FOR					
VERMONT YANKEE					
05 PRIVATE LOCAL FUNDS			409,041	409,041	413,996
TOTAL			409,041	409,041	413,996

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02 ADMIN OF JUSTICE & PUBLIC PRTN			
15 DEPARTMENT OF SAFETY			
06 DIV OF FIRE SAFETY & EMER MGMT			
07 NATIONAL FLOOD INSURANCE PROG			
20 CURRENT EXPENSES	2,445	2,443	
26 ORGANIZATIONAL DUES	1,200	1,200	
40 INDIRECT COSTS	1,938	1,938	
41 AUDIT FUND SET ASIDE	75,103	104	
49 TRANSFRS TO OTHER STATE AGENCS	75,297	76,650	
50 PERSONAL SERVICE-TEMP/APPOINTE	13,000	13,840	
60 BENEFITS	1,059	1,059	
70 IN-STATE TRAVEL	2,000	2,000	
80 OUT-OF STATE TRAVEL	5,000	5,000	
90 TRAINING & EDUCATION			
91 STATE & LOCAL GRANTS			
92 MITIGATION ASSISTANCE			
TOTAL	102,184	103,234	
ESTIMATED SOURCE OF FUNDS FOR			
NATIONAL FLOOD INSURANCE PROG			
00 FEDERAL FUNDS	102,184	103,234	
TOTAL	102,184	103,234	
02 ADMIN OF JUSTICE & PUBLIC PRTN			
15 DEPARTMENT OF SAFETY			
06 DIV OF FIRE SAFETY & EMER MGMT			
08 RELOCATION GRANT			
41 AUDIT FUND SET ASIDE	101	101	
94 RELOCATION PROJECTS	100,000	100,000	
TOTAL	100,101	100,101	
ESTIMATED SOURCE OF FUNDS FOR			
RELOCATION GRANT			
00 FEDERAL FUNDS	100,101	100,101	
TOTAL	100,101	100,101	
02 ADMIN OF JUSTICE & PUBLIC PRTN			
15 DEPARTMENT OF SAFETY			
06 DIV OF FIRE SAFETY & EMER MGMT			
09 MITIGATION ASSISTANCE PROGRAM			
26 ORGANIZATIONAL DUES	300	300	
40 INDIRECT COSTS	2,804	2,804	
41 AUDIT FUND SET ASIDE	120	120	
50 PERSONAL SERVICE-TEMP/APPOINTE	8,500	8,500	
60 BENEFITS	650	650	
70 IN-STATE TRAVEL	1,000	1,000	
80 OUT-OF STATE TRAVEL	2,500	2,500	
90 TRAINING & EDUCATION	13,900	13,900	
91 STATE & LOCAL GRANTS	40,000	40,000	
92 MITIGATION ASSISTANCE	50,000	50,000	
TOTAL	119,774	119,774	

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02 ADMIN OF JUSTICE & PUBLIC PRIN			(CONT.)		
15 DEPARTMENT OF SAFETY			(CONT.)		
06 DIV OF FIRE SAFETY & EMER MGMT			(CONT.)		
09 MITIGATION ASSISTANCE PROGRAM					
ESTIMATED SOURCE OF FUNDS FOR					
MITIGATION ASSISTANCE PROGRAM					
00 FEDERAL FUNDS				119,774	119,774
TOTAL				119,774	119,774
02 ADMIN OF JUSTICE & PUBLIC PRIN					
15 DEPARTMENT OF SAFETY					
06 DIV OF FIRE SAFETY & EMER MGMT					
10 RIM & C					
20 CURRENT EXPENSES			25,000		25,000
24 MAINT. OTHER THAN BULD. & GRNDS			7,224		7,224
26 ORGANIZATIONAL DUES			260		260
30 EQUIPMENT NEW/REPLACEMENT			7,000		7,000
40 INDIRECT COSTS			1,475		1,475
41 AUDIT FUND SET ASIDE			33		33
50 PERSONAL SERVICE-TEMP/APPOINTE			32,000		32,000
60 BENEFITS			2,448		2,448
90 TRAINING WORKSHOPS			5,400		5,400
TOTAL				80,840	80,840
ESTIMATED SOURCE OF FUNDS FOR					
RIM & C					
00 FEDERAL FUNDS				32,336	32,336
05 PRIVATE LOCAL FUNDS				48,504	48,504
TOTAL				80,840	80,840
02 ADMIN OF JUSTICE & PUBLIC PRIN					
15 DEPARTMENT OF SAFETY					
06 DIV OF FIRE SAFETY & EMER MGMT					
11 HAZARDOUS MATERIALS - SARA					
40 INDIRECT COSTS			1,040		1,040
41 AUDIT FUND SET ASIDE			47		47
90 PLANNING			31,850		31,850
91 COMMUNITY GRANTS			13,150		13,150
TOTAL				46,087	46,087
ESTIMATED SOURCE OF FUNDS FOR					
HAZARDOUS MATERIALS - SARA					
00 FEDERAL FUNDS				46,087	46,087
TOTAL				46,087	46,087

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02 ADMIN OF JUSTICE & PUBLIC PRTN
15 DEPARTMENT OF SAFETY
06 DIV OF FIRE SAFETY & EMER MGMT
12 ANTI-TERRORISM

20 CURRENT EXPENSES	13,901	13,901
30 EQUIPMENT NEW/REPLACEMENT	1,000	1,000
40 INDIRECT COSTS	3,460	3,460
41 AUDIT FUND SET ASIDE	3,132	3,132
50 PERSONAL SERVICE-TEMP/APPOINTEE	9,205	9,205
60 BENEFITS	704	704
70 IN-STATE TRAVEL	5,000	5,000
80 OUT-OF STATE TRAVEL	5,000	5,000
90 TRAINING GRANTS	20,000	20,000
91 PLANNING GRANTS	20,000	20,000
92 EXERCISE GRANTS	20,000	20,000
93 ANTI-TERRORISM COURSES	6,098	6,098
94 CONTRACTUAL	27,500	27,500
TOTAL	132,000	132,000
ESTIMATED SOURCE OF FUNDS FOR		
ANTI-TERRORISM		
00 FEDERAL FUNDS	132,000	132,000
TOTAL	132,000	132,000

02 ADMIN OF JUSTICE & PUBLIC PRTN
15 DEPARTMENT OF SAFETY
06 DIV OF FIRE SAFETY & EMER MGMT
13 PLANNING

20 CURRENT EXPENSES	3,000	3,000
26 ORGANIZATIONAL DUES	2,000	2,000
40 INDIRECT COSTS	860	860
41 AUDIT FUND SET ASIDE	44	44
90 PLANNING ASSISTANCE	37,617	37,617
TOTAL	43,521	43,521
ESTIMATED SOURCE OF FUNDS FOR		
PLANNING		
00 FEDERAL FUNDS	43,521	43,521
TOTAL	43,521	43,521

02 ADMIN OF JUSTICE & PUBLIC PRTN
15 DEPARTMENT OF SAFETY
06 DIV OF FIRE SAFETY & EMER MGMT
14 EMERGENCY MANAGEMENT TRAINING

20 CURRENT EXPENSES	7,404	7,404
30 EQUIPMENT NEW/REPLACEMENT	5,650	2,650
40 INDIRECT COSTS	988	972
41 AUDIT FUND SET ASIDE	52	52
TOTAL	14,094	13,088

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02 ADMIN OF JUSTICE & PUBLIC PRTN		(CONT.)			
15 DEPARTMENT OF SAFETY		(CONT.)			
06 DIV OF FIRE SAFETY & EMER NGMT		(CONT.)			
14 EMERGENCY MANAGEMENT TRAINING		(CONT.)			
50 PERSONAL SERVICE-TEMP/APPOINTEE		1,553		1,553	
60 BENEFITS		119		119	
90 TRAINING & WORKSHOPS		35,493		38,493	
TOTAL			51,379		51,443
ESTIMATED SOURCE OF FUNDS FOR					
EMERGENCY MANAGEMENT TRAINING					
00 FEDERAL FUNDS					
TOTAL			51,379		51,443
02 ADMIN OF JUSTICE & PUBLIC PRTN					
15 DEPARTMENT OF SAFETY					
06 DIV OF FIRE SAFETY & EMER NGMT					
16 HAZARDOUS MATERIAL COORDINATOR					
20 CURRENT EXPENSES		8,531		8,287	
30 EQUIPMENT NEW/REPLACEMENT		3,000		3,000	
59 PART-TIME - BENEFITTED		36,036		37,674	
60 BENEFITS		13,333		13,939	
70 IN-STATE TRAVEL		4,000		3,000	
80 OUT-OF STATE TRAVEL		4,000		3,000	
TOTAL			68,900		68,900
ESTIMATED SOURCE OF FUNDS FOR					
HAZARDOUS MATERIAL COORDINATOR					
01 AGENCY INCOME					
TOTAL			68,900		68,900
02 ADMIN OF JUSTICE & PUBLIC PRTN					
15 DEPARTMENT OF SAFETY					
06 DIV OF FIRE SAFETY & EMER NGMT					
18 HOMELAND SECURITY GRANT					
10 PERSONAL SERVICES - PERMANENT		29,153		30,361	
18 OVERTIME		3,000		3,000	
20 CURRENT EXPENSES		85,584		51,500	
30 EQUIPMENT NEW/REPLACEMENT		155,500		61,500	
40 INDIRECT COSTS		37,029		32,559	
41 AUDIT FUND SET ASIDE		6,047		5,727	
46 MAINT OTHER THAN BUILD & GRNDS		441,000		300,000	
49 TRANSFERS TO OTHER STATE AGENCS		43,465		45,281	
50 PERSONAL SERVICE-TEMP/APPOINTEE		18,100		36,700	
59 PART-TIME - BENEFITTED		11,133		123,280	
60 BENEFITS		58,453		57,085	
70 IN-STATE TRAVEL		9,500		6,500	
80 OUT-OF STATE TRAVEL		16,000		15,000	

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02	ADMIN OF JUSTICE & PUBLIC PRTN						
15	DEPARTMENT OF SAFETY						
06	DIV OF FIRE SAFETY & EMER MGMT						
18	HOMELAND SECURITY GRANT						
90	EQUIPMENT GRANTS				3,997,000		3,997,000
91	EXERCISE GRANTS				665,060		636,487
92	TRAINING GRANTS				301,000		301,000
93	WORKSHOPS				32,376		20,000
94	LOCAL				10,519,000		
95	STATE				2,630,000		
96	LOCAL CRITICAL INFRASTRUCTURE				1,011,500		
97	STATE CRITICAL INFRASTRUCTURE						
TOTAL					21,219,000		5,727,000
ESTIMATED SOURCE OF FUNDS FOR							
HOMELAND SECURITY GRANT							
00 FEDERAL FUNDS					20,899,000		5,727,000
01 AGENCY INCOME					320,000		
TOTAL					21,219,000		5,727,000
I							
TOTAL					28,125,959		12,742,080
ESTIMATED SOURCE OF FUNDS FOR							
DIV OF FIRE SAFETY & EMER MGMT					23,196,914		8,047,512
FEDERAL FUNDS					4,929,045		4,694,568
OTHER FUNDS							
TOTAL					28,125,959		12,742,080
02	ADMIN OF JUSTICE & PUBLIC PRTN						
15	DEPARTMENT OF SAFETY						
07	DIVISION OF FIRE STDS & TRNG						
01	FIRE STANDARDS ADMINISTRATION						
10	PERSONAL SERVICES - PERMANENT				665,606		663,226
11	PERSONAL SERVICES-UNCLASSIFIED				77,256		170,256
20	CURRENT EXPENSES				170,806		170,806
23	HEAT ELECTRICITY & WATER				95,800		95,800
24	MAINT OTHER THAN BULD & GRNDS				94,800		3,000
26	ORGANIZATIONAL DUES				3,000		2,000
50	PERSONAL SERVICE-TEMP/APPOINTE				207,501		207,501
60	BENEFITS				283,334		289,853
70	IN-STATE TRAVEL				36,000		36,000
80	OUT-OF STATE TRAVEL				10,000		10,000
91	BUILDING MAINTENANCE & OPER				567,449		567,449
TOTAL					2,097,750		2,122,889
ESTIMATED SOURCE OF FUNDS FOR							
FIRE STANDARDS ADMINISTRATION							
03 REVOLVING FUNDS					2,097,750		2,122,889
TOTAL					2,097,750		2,122,889
I							

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02	ADMIN OF JUSTICE & PUBLIC PRTN					
15	DEPARTMENT OF SAFETY					
07	DIVISION OF FIRE STDS & TRNG					
02	FIRE STANDARDS INSTRUCTION					
20	CURRENT EXPENSES			28,500		28,501
50	PERSONAL SERVICE-TEMP/APPOINTE			60,456		60,456
60	BENEFITS			14,625		14,625
70	IN-STATE TRAVEL			10,020		10,020
90	INSTRUCTIONAL AIDS & EQUIPMENT			45,000		45,000
91	COST OF PUBLISHING MANUAL			60,000		60,000
TOTAL				208,601		208,602
ESTIMATED SOURCE OF FUNDS FOR						
FIRE STANDARDS INSTRUCTION						
09	AGENCY INCOME			208,601		208,602
TOTAL				208,601		208,602
02	ADMIN OF JUSTICE & PUBLIC PRTN					
15	DEPARTMENT OF SAFETY					
07	DIVISION OF FIRE STDS & TRNG					
03	HAZARDOUS MATERIALS TRAIN PROG					
10	PERSONAL SERVICES - PERMANENT			100,703		102,505
20	CURRENT EXPENSES			5,502		5,502
30	PERSONAL SERVICE-TEMP/APPOINTE			29,231		29,231
60	BENEFITS			59,496		40,163
70	IN-STATE TRAVEL			9,698		9,698
TOTAL				184,630		187,099
ESTIMATED SOURCE OF FUNDS FOR						
HAZARDOUS MATERIALS TRAIN PROG						
03	REVOLVING FUNDS			184,630		187,099
TOTAL				184,630		187,099
02	ADMIN OF JUSTICE & PUBLIC PRTN					
15	DEPARTMENT OF SAFETY					
07	DIVISION OF FIRE STDS & TRNG					
04	EMERGENCY MEDICAL SERVICES					
10	PERSONAL SERVICES - PERMANENT			655,934		677,183
18	OVERTIME			5,000		5,000
20	CURRENT EXPENSES			157,494		157,498
22	RENTS&LEASES OTHER THAN STATE			33,376		33,376
26	ORGANIZATIONAL DUES			1,900		1,900
30	EQUIPMENT NEW/REPLACEMENT			3,000		3,000
46	CONSULTANTS			19,000		19,000
50	PERSONAL SERVICE-TEMP/APPOINTE			14,974		14,974
60	BENEFITS			245,692		253,553
70	IN-STATE TRAVEL			25,584		25,584
80	OUT-OF STATE TRAVEL			8,500		8,500

		----- FISCAL YEAR 2004 -----		----- FISCAL YEAR 2005 -----	
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(CONT.)					
02 ADMIN OF JUSTICE & PUBLIC PRIN					
15 DEPARTMENT OF SAFETY					
00 DIVISION OF FIRE STDS. & TRNG					
04 EMERGENCY MEDICAL SERVICES					
(CONT.)					
91 TRAINING AIDS		110,000	110,000		
94 CONTRACTS		22,000	22,000		
TOTAL		1,302,454		1,331,568	
ESTIMATED SOURCE OF FUNDS FOR					
EMERGENCY MEDICAL SERVICES					
03 REVOLVING FUNDS		1,302,454		1,331,568	
TOTAL		1,302,454		1,331,568	
I					
TOTAL		3,793,435		3,850,158	
ESTIMATED SOURCE OF FUNDS FOR					
DIVISION OF FIRE STDS. & TRNG					
OTHER FUNDS					
TOTAL		3,793,435		3,850,158	
02 ADMIN OF JUSTICE & PUBLIC PRIN					
15 DEPARTMENT OF SAFETY					
00 DIV OF INFORMATION TECHNOLOGY					
01 INFORMATION TECHNOLOGY					
10 PERSONAL SERVICES - PERMANENT		1,790,286	1,833,496		
12 SALARY OF DIRECTOR OF IT		77,112	77,855		
18 OVERTIME		12,506	12,500		
20 CURRENT EXPENSES		28,524	28,324		
22 RENT/LEASES OTHER THAN STATE		1,175	1,175		
24 MAINT. OTHER THAN BULD. & GRNDS		2,045	2,045		
26 ORGANIZATIONAL DUES		2,245	2,245		
30 EQUIPMENT NEW/REPLACEMENT		100,000	100,000		
50 PERSONAL SERVICE-TEMP/APPOINTE		33,420	34,880		
60 BENEFITS		698,119	714,492		
70 IN-STATE TRAVEL		1,000	1,000		
90 IT RENT & MAINT		854,291	854,291		
91 MESSAGE SWITCHING		127,300	127,300		
92 ST POLICE CAD/RMS MAINT		226,500	226,500		
93 MICROFICHE COSTS		12,240	12,240		
95 MUNI AGENTS & ENCRYPTION		225,120	453,780		
96 IT MAJOR PROJECTS		2,423,200	2,166,200		
* THE DEPARTMENT OF SAFETY SHALL REPORT QUARTERLY BEGINNING SEPTEMBER 30, 2003 TO THE LEGISLATIVE FISCAL COMMITTEE THE STATUS OF THE "MAAP" PROJECT.					
TOTAL		6,614,877		6,668,323	

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02 ADMIN OF JUSTICE & PUBLIC PRTN 15 DEPARTMENT OF SAFETY 08 DIV OF INFORMATION TECHNOLOGY 01 INFORMATION TECHNOLOGY		(CONT.) (CONT.) (CONT.) (CONT.)			
ESTIMATED SOURCE OF FUNDS FOR INFORMATION TECHNOLOGY					
02 TRS FROM DEPT TRANSPORTATION					
TOTAL		6,614,877		6,648,323	
		6,614,877		6,648,323	
TOTAL		6,614,877		6,648,323	
ESTIMATED SOURCE OF FUNDS FOR DIV OF INFORMATION TECHNOLOGY					
OTHER FUNDS					
TOTAL		6,614,877		6,648,323	
		6,614,877		6,648,323	
		6,614,877		6,648,323	
02 ADMIN OF JUSTICE & PUBLIC PRTN 15 DEPARTMENT OF SAFETY 09 SPECIAL EXPENSES 01 STATE OVERHEAD CHARGES					
40 INDIRECT COSTS					
TOTAL		500,000		500,000	
ESTIMATED SOURCE OF FUNDS FOR STATE OVERHEAD CHARGES					
02 TRS FROM DEPT TRANSPORTATION					
03 REVOLVING FUNDS					
TOTAL		410,000		410,000	
		90,000		90,000	
		500,000		500,000	
02 ADMIN OF JUSTICE & PUBLIC PRTN 15 DEPARTMENT OF SAFETY 09 SPECIAL EXPENSES 02 WORKER'S COMPENSATION					
96 WORKERS COMP - FIRE/EMS					
97 WORKER'S COMP - TURNPIKES					
98 WORKER'S COMP - GENERAL					
99 WORKER'S COMP - HIGHWAY					
TOTAL		5,000		5,000	
		81,600		81,600	
		60,752		60,752	
		576,300		576,300	
ESTIMATED SOURCE OF FUNDS FOR WORKER'S COMPENSATION					
01 TRANSFERS FROM OTHER AGENCIES					
02 TRS FROM DEPT TRANSPORTATION					
03 REVOLVING FUNDS					
GENERAL FUND					
TOTAL		723,652		723,652	
		81,600		81,600	
		576,300		576,300	
		5,000		5,000	
		60,752		60,752	
		723,652		723,652	

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02 ADMIN OF JUSTICE & PUBLIC PRIN					
15 DEPARTMENT OF SAFETY					
09 SPECIAL EXPENSES					
03 UNEMPLOYMENT COMPENSATION					
90 UNEMPLOYMENT - TURNPIKES	D	1,020		1,020	
91 UNEMPLOYMENT - GENERAL	D	4,590		4,590	
92 UNEMPLOYMENT - HIGHWAY	D	10,200		10,200	
93 UNEMPLOYMENT - FIRE/EMS	D	400		400	
94 UNEMPLOYMENT - WCS	D	7,000		7,000	
TOTAL		23,210		23,210	
ESTIMATED SOURCE OF FUNDS FOR					
UNEMPLOYMENT COMPENSATION					
01 TRANSFERS FROM OTHER AGENCIES	I	1,020		1,020	
02 TRS FROM DEPT TRANSPORTATION		10,200		10,200	
03 REVOLVING FUNDS	I	7,400		7,400	
GENERAL FUND		4,590		4,590	
TOTAL		23,210		23,210	
TOTAL		1,246,862		1,246,862	
ESTIMATED SOURCE OF FUNDS FOR					
SPECIAL EXPENSES					
GENERAL FUND		65,362		65,362	
OTHER FUNDS		1,181,520		1,181,520	
TOTAL		1,246,862		1,246,862	
02 ADMIN OF JUSTICE & PUBLIC PRIN					
15 DEPARTMENT OF SAFETY					
10 REGULATION OF ELECTRICIANS BD					
01 ELECTRICIANS' BOARD					
10 PERSONAL SERVICES - PERMANENT		236,901		243,262	
20 CURRENT EXPENSES		20,915		23,700	
22 RENT&LEASES OTHER THAN STATE		10,882		10,882	
26 ORGANIZATIONAL DUES		75		75	
30 EQUIPMENT NEW/REPLACEMENT		14,783		700	
50 PERSONAL SERVICE-TEMP/APPOINTE		1,350		1,350	
60 BENEFITS		87,756		90,110	
70 IN-STATE TRAVEL		3,916		5,300	
80 OUT-OF-STATE TRAVEL		100		1,300	
TOTAL		376,678		376,679	
ESTIMATED SOURCE OF FUNDS FOR					
ELECTRICIANS' BOARD					
GENERAL FUND		376,678		376,679	
TOTAL		376,678		376,679	

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 02 ADMIN OF JUSTICE & PUBLIC PRIN (CONT.)
 15 DEPARTMENT OF SAFETY (CONT.)
 10 REGULATION OF ELECTRICIANS BD (CONT.)
 01 ELECTRICIANS' BDARD (CONT.)

ESTABLISHMENT OF FEES BY BOARDS & COMMISSIONS.
 ALL BOARDS AND COMMISSIONS WHICH HAVE NOT
 ALREADY ESTABLISHED FEES FOR EXAMINATION
 APPLICANTS, APPLICANTS FOR A LICENSE OR
 REGISTRATION, A PUBLICATION WHICH THEY SELL, OR
 ANY OTHER PROGRAM FOR WHICH THEY ARE SPECIFIC-
 ALLY AUTHORIZED TO CHARGE A FEE, SHALL ADOPT
 UNDER RSA 641-A RELATIVE TO FEES FOR SUCH
 PROGRAMS. SUCH FEES SHALL BE SET ON AN ANNUAL
 OR BIENNIAL BASIS, THE FULL COST OF THE PROGRAM
 INCLUDING THE COST OF SUPPORT AND ADMINISTRAT-
 IVE SERVICES PROVIDED BY OTHER AGENCIES, OR
 125% OF THE DIRECT COST OF THE BOARD OR
 COMMISSION RELATING TO THE PROGRAM, WHICHEVER
 IS GREATER. A BOARD OR COMMISSION WHICH ESTAB-
 LISHES FEES FOR EXAMINATION APPLICANTS MAY
 EXPEND SUCH FUNDS FOR EXAMINATIONS, RELATED
 SERVICES, OR SUPPLIES AS NEEDED, BUT NOT TO
 EXCEED THE DIRECT COST OF THE EXAMINATION.

TOTAL	376,678	376,679
ESTIMATED SOURCE OF FUNDS FOR		
REGULATION OF ELECTRICIANS BD	376,678	376,679
GENERAL FUND	376,678	376,679
TOTAL		
TOTAL	105,589,708	92,581,729
ESTIMATED SOURCE OF FUNDS FOR		
DEPARTMENT OF SAFETY		
GENERAL FUND	24,302,606	9,174,236
OTHER FUNDS	81,287,092	1,989,718
TOTAL	105,589,708	81,417,775
TOTAL		92,581,729

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02 ADMIN OF JUSTICE & PUBLIC PRIN			
16 DEPARTMENT OF CORRECTIONS			
01 OFFICE OF COMMISSIONER			
01 ADMINISTRATION			
10 PERSONAL SERVICES - PERMANENT	434,924		449,183
11 PERSONAL SERVICES-UNCLASSIFIED	99,317		97,327
12 PERSONAL SERVICES-UNCLASSIFIED	93,656		91,152
18 OVERTIME	2,902		2,902
20 CURRENT EXPENSES	84,994		86,984
22 RENTS&LEASES OTHER THAN STATE	6,071		6,071
24 MAINT. OTHER THAN BULD. & GRNDS	423		423
26 ORGANIZATIONAL DUES	3,180		180
30 EQUIPMENT NEW/REPLACEMENT	40,000		3,030
45 PERSONNEL SERVICES/NON BENEFIT	60,399		40,000
49 TRANSFERS TO OTHER STATE AGENCS	235,396		64,216
60 BENEFITS	2,690		238,808
70 IN-STATE TRAVEL	10,000		2,690
80 OUT-OF STATE TRAVEL	980,000		10,000
90 CORRECTION & SUPERVISION SVCS	38,500		980,000
91 TRAINING	5,969,024		38,500
93 MEDICAL & DENTAL	1,235,975		5,969,024
94 DARTMOUTH MEDICAL CONTRACT			1,235,975

* THIS APPROPRIATION MAY, WITH THE APPROVAL OF THE FISCAL COMMITTEE AND GOVERNOR AND COUNCIL, BE EXPENDED FOR CORRECTION AND SUPERVISION SERVICES WHICH SHALL INCLUDE BUT NOT BE LIMITED TO, CONTRACTS FOR SERVICES AND THE HIRING OF TEMPORARY PERSONNEL.

* IN THE EVENT THAT EXPENDITURES ARE GREATER THAN AMOUNTS APPROPRIATED, THE COMMISSIONER MAY REQUEST, WITH PRIOR APPROVAL OF THE FISCAL COMMITTEE, THAT THE GOVERNOR & COUNCIL AUTHORIZE ADDITIONAL FUNDING. OF FUNDS REQUESTED AND APPROVED, THE GOVERNOR IS AUTHORIZED TO DRAW A WARRANT FROM ANY MONEY IN THE TREASURY NOT OTHERWISE APPROPRIATED.

TOTAL	9,297,471	9,319,327
ESTIMATED SOURCE OF FUNDS FOR		
ADMINISTRATION	9,297,471	9,319,327
GENERAL FUND	9,297,471	9,319,327
TOTAL		

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02 ADMIN OF JUSTICE & PUBLIC PRTN								
16 DEPARTMENT OF CORRECTIONS								
01 OFFICE OF COMMISSIONER								
02 PAROLE BOARD								
10 PERSONAL SERVICES - PERMANENT								
11 PERSONAL SERVICES-UNCLASSIFIED								
20 CURRENT EXPENSES								
22 RENT/LEASES OTHER THAN STATE								
24 MAINT. OTHER THAN BUILD. & GRNDS								
26 ORGANIZATIONAL DUES								
50 PERSONAL SERVICE-TEMP/APPOINTEE								
60 BENEFITS								
70 IN-STATE TRAVEL								
90 WITNESS FEES								
TOTAL								
ESTIMATED SOURCE OF FUNDS FOR								
PAROLE BOARD								
GENERAL FUND								
TOTAL								
02 ADMIN OF JUSTICE & PUBLIC PRTN								
16 DEPARTMENT OF CORRECTIONS								
01 OFFICE OF COMMISSIONER								
03 BUREAU OF HUMAN RESOURCES								
10 PERSONAL SERVICES - PERMANENT								
18 OVERTIME								
20 CURRENT EXPENSES								
30 EQUIPMENT NEW/REPLACEMENT								
50 PERSONAL SERVICE-TEMP/APPOINTEE								
60 BENEFITS								
70 IN-STATE TRAVEL								
80 OUT-OF STATE TRAVEL								
TOTAL								
ESTIMATED SOURCE OF FUNDS FOR								
BUREAU OF HUMAN RESOURCES								
GENERAL FUND								
TOTAL								
02 ADMIN OF JUSTICE & PUBLIC PRTN								
16 DEPARTMENT OF CORRECTIONS								
01 OFFICE OF COMMISSIONER								
04 VICTIMS SERVICES COORDINATOR								
10 PERSONAL SERVICES - PERMANENT								
20 CURRENT EXPENSES								
26 ORGANIZATIONAL DUES								
30 EQUIPMENT NEW/REPLACEMENT								
TOTAL								
ESTIMATED SOURCE OF FUNDS FOR								
PAROLE BOARD								
GENERAL FUND								
TOTAL								
02 ADMIN OF JUSTICE & PUBLIC PRTN								
16 DEPARTMENT OF CORRECTIONS								
01 OFFICE OF COMMISSIONER								
03 BUREAU OF HUMAN RESOURCES								
10 PERSONAL SERVICES - PERMANENT								
18 OVERTIME								
20 CURRENT EXPENSES								
30 EQUIPMENT NEW/REPLACEMENT								
50 PERSONAL SERVICE-TEMP/APPOINTEE								
60 BENEFITS								
70 IN-STATE TRAVEL								
80 OUT-OF STATE TRAVEL								
TOTAL								
ESTIMATED SOURCE OF FUNDS FOR								
PAROLE BOARD								
GENERAL FUND								
TOTAL								

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02 ADMIN OF JUSTICE & PUBLIC PRTN			
16 DEPARTMENT OF CORRECTIONS			
01 OFFICE OF COMMISSIONER			
04 VICTIMS SERVICES COORDINATOR			
(CONT.)			
D			
42 ADDITIONAL FRINGE BENEFITS		4,792	
60 BENEFITS		26,075	5,365
70 IN-STATE TRAVEL		1,500	27,093
80 OUT-OF-STATE TRAVEL		2,000	1,500
90 VICTIM SERVICES/TRAINING		25,600	2,000
TOTAL		137,940	25,600
ESTIMATED SOURCE OF FUNDS FOR			142,263
VICTIMS SERVICES COORDINATOR			
09 AGENCY INCOME		109,397	109,397
GENERAL FUND		28,543	32,866
TOTAL		137,940	142,263
I			
02 ADMIN OF JUSTICE & PUBLIC PRTN			
16 DEPARTMENT OF CORRECTIONS			
01 OFFICE OF COMMISSIONER			
05 BUREAU OF TRAINING			
(CONT.)			
10 PERSONAL SERVICES - PERMANENT			
20 CURRENT EXPENSES		85,193	87,320
22 RENTS&LEASES OTHER THAN STATE		4,000	7,000
30 EQUIPMENT NEW/REPLACEMENT		3,000	3,000
50 PERSONAL SERVICE-TEMP/APPOINTEE		5,300	
60 BENEFITS		22,839	22,595
70 IN-STATE TRAVEL		53,268	54,038
80 OUT-OF-STATE TRAVEL		5,000	5,000
TOTAL		165,600	5,000
ESTIMATED SOURCE OF FUNDS FOR			163,953
BUREAU OF TRAINING			
GENERAL FUND		165,600	163,953
TOTAL		165,600	163,953
02 ADMIN OF JUSTICE & PUBLIC PRTN			
16 DEPARTMENT OF CORRECTIONS			
01 OFFICE OF COMMISSIONER			
06 SUBSTANCE ABUSE TREATMENT			
(CONT.)			
10 PERSONAL SERVICES - PERMANENT			
20 CURRENT EXPENSES		234,472	240,968
40 EQUIPMENT NEW/REPLACEMENT		1	1
42 ADDITIONAL FRINGE BENEFITS		30,335	31,171
60 BENEFITS		11,397	11,663
90 AUDIT FEE		86,755	89,158
TOTAL		363,324	373,335

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(CONT.)								
02 ADMIN OF JUSTICE & PUBLIC PRTN								
16 DEPARTMENT OF CORRECTIONS								
01 OFFICE OF COMMISSIONER								
06 SUBSTANCE ABUSE TREATMENT								
ESTIMATED SOURCE OF FUNDS FOR								
SUBSTANCE ABUSE TREATMENT								
09 AGENCY INCOME								
TOTAL								
363,324								
373,335								
363,324								
373,335								
02 ADMIN OF JUSTICE & PUBLIC PRTN								
16 DEPARTMENT OF CORRECTIONS								
01 OFFICE OF COMMISSIONER								
07 VOITIS GRANT								
20 CURRENT EXPENSES								
25,589								
30 EQUIPMENT NEW/REPLACEMENT								
1								
40 INDIRECT COSTS								
10,774								
42 ADDITIONAL FRINGE BENEFITS								
3,416								
59 PART-TIME - BENEFITTED								
58,897								
20,680								
60 BENEFITS								
21,792								
7,652								
90 TRAINING AND MATERIALS								
8,441								
TOTAL								
128,910								
69,359								
128,910								
69,359								
02 ADMIN OF JUSTICE & PUBLIC PRTN								
16 DEPARTMENT OF CORRECTIONS								
01 OFFICE OF COMMISSIONER								
08 RE-ENTRY GRANT								
20 CURRENT EXPENSES								
750								
30 EQUIPMENT NEW/REPLACEMENT								
1								
40 INDIRECT COSTS								
34,728								
41 AUDIT FUND SET ASIDE								
539								
42 ADDITIONAL FRINGE BENEFITS								
14,213								
59 PART-TIME - BENEFITTED								
225,596								
60 BENEFITS								
83,471								
25,596								
70 IN-STATE TRAVEL								
5,256								
90 TRAINING/TRAVEL								
1,500								
91 RE-ENTRY/YOUTH EMP. SVS.								
50,000								
TOTAL								
416,054								
416,054								
416,054								
416,054								
TOTAL								
11,285,166								
11,273,978								

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02 ADMIN OF JUSTICE & PUBLIC PRIN					
16 DEPARTMENT OF CORRECTIONS					
01 OFFICE OF COMMISSIONER					
ESTIMATED SOURCE OF FUNDS FOR					
OFFICE OF COMMISSIONER					
FEDERAL FUNDS				416,054	416,054
GENERAL FUND				10,207,481	10,505,853
OTHER FUNDS				681,631	552,071
TOTAL				11,285,166	11,273,978
02 ADMIN OF JUSTICE & PUBLIC PRIN					
16 DEPARTMENT OF CORRECTIONS					
02 DIVISION OF ADMINISTRATION					
01 BUREAU OF FISCAL MANAGEMENT					
10 PERSONAL SERVICES - PERMANENT				491,184	
11 PERSONAL SERVICES-UNCLASSIFIED				78,256	
18 OVERTIME				13,851	
20 CURRENT EXPENSES				7,500	
24 MAINT-OTHER THAN BUILD.& GRNDS				75	
30 EQUIPMENT NEW/REPLACEMENT				6,000	
50 PERSONAL SERVICE-TEMP/APPOINTEE				47,975	
60 BENEFITS				219,543	
70 IN-STATE TRAVEL				1,000	
80 OUT-OF STATE TRAVEL				1,000	
TOTAL				844,762	867,033
ESTIMATED SOURCE OF FUNDS FOR					
BUREAU OF FISCAL MANAGEMENT					
GENERAL FUND				844,762	867,033
TOTAL				844,762	867,033
02 ADMIN OF JUSTICE & PUBLIC PRIN					
16 DEPARTMENT OF CORRECTIONS					
02 DIVISION OF ADMINISTRATION					
02 BUREAU OF OFFENDER RECORDS					
10 PERSONAL SERVICES - PERMANENT				181,346	186,068
20 CURRENT EXPENSES				8,928	8,928
22 RENT/LEASES OTHER THAN STATE				5,422	5,422
24 MAINT-OTHER THAN BUILD.& GRNDS				1,500	1,500
26 ORGANIZATIONAL DUES				150	150
30 EQUIPMENT NEW/REPLACEMENT				3,029	3,029
60 BENEFITS				67,098	68,845
80 OUT-OF STATE TRAVEL				1,071	1,071
TOTAL				268,544	275,013
ESTIMATED SOURCE OF FUNDS FOR					
BUREAU OF OFFENDER RECORDS					

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(CONT.)						
02 ADMIN OF JUSTICE & PUBLIC PRIN						
16 DEPARTMENT OF CORRECTIONS						
02 DIVISION OF ADMINISTRATION						
(CONT.)						
02 BUREAU OF OFFENDER RECORDS						
(CONT.)						
GENERAL FUND						
TOTAL						
			268,544		275,013	
			268,544		275,013	
02 ADMIN OF JUSTICE & PUBLIC PRIN						
16 DEPARTMENT OF CORRECTIONS						
02 DIVISION OF ADMINISTRATION						
03 BUREAU OF COMPUTER APP NETWORK						
10 PERSONAL SERVICES - PERMANENT						
18 OVERTIME						
20 CURRENT EXPENSES						
22 RENT/LEASES OTHER THAN STATE						
24 MAINT. OTHER THAN BUILD. & GRNDS						
60 BENEFITS						
70 IN-STATE TRAVEL						
80 OUT-OF STATE TRAVEL						
TOTAL						
			424,421		437,512	
			14,004		14,004	
			35,234		35,234	
			306		306	
			97,773		97,773	
			162,217		167,060	
			10,000		10,000	
			1,071		1,071	
ESTIMATED SOURCE OF FUNDS FOR						
BUREAU OF COMPUTER APP NETWORK						
GENERAL FUND						
TOTAL						
			745,026		762,960	
02 ADMIN OF JUSTICE & PUBLIC PRIN						
16 DEPARTMENT OF CORRECTIONS						
02 DIVISION OF ADMINISTRATION						
04 WORKER'S COMPENSATION						
90 WORKERS COMPENSATION						
TOTAL						
			683,008		683,008	
ESTIMATED SOURCE OF FUNDS FOR						
WORKER'S COMPENSATION						
GENERAL FUND						
TOTAL						
			683,008		683,008	
			683,008		683,008	
02 ADMIN OF JUSTICE & PUBLIC PRIN						
16 DEPARTMENT OF CORRECTIONS						
02 DIVISION OF ADMINISTRATION						
05 UNEMPLOYMENT COMPENSATION						
90 UNEMPLOYMENT COMPENSATION						
TOTAL						
			10,833		10,833	
			10,833		10,833	
ESTIMATED SOURCE OF FUNDS FOR						
UNEMPLOYMENT COMPENSATION						
						10,833

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02 ADMIN OF JUSTICE & PUBLIC PRIN			
16 DEPARTMENT OF CORRECTIONS			
02 DIVISION OF ADMINISTRATION			
05 UNEMPLOYMENT COMPENSATION			
	(CONT.)		
	(CONT.)		
	(CONT.)		
GENERAL FUND			
TOTAL		10,833	10,833
		10,833	10,833
02 ADMIN OF JUSTICE & PUBLIC PRIN			
16 DEPARTMENT OF CORRECTIONS			
02 DIVISION OF ADMINISTRATION			
06 DRUG TESTING LAB			
10 PERSONAL SERVICES - PERMANENT			
18 OVERTIME		125,022	127,267
20 CURRENT EXPENSES		5,572	5,572
24 MAINT. OTHER THAN BUILDS & GRNDS		168,398	169,908
50 PERSONAL SERVICE-TEMP/APPOINTE		7,587	7,587
60 BENEFITS		40,468	42,082
70 IN-STATE TRAVEL		51,416	52,370
		2,500	2,500
TOTAL		400,963	406,276
ESTIMATED SOURCE OF FUNDS FOR			
DRUG TESTING LAB			
CELL TRANSFERS FROM OTHER AGENCIES			
GENERAL FUND		6,000	6,500
TOTAL		394,963	399,776
		400,963	406,276
02 ADMIN OF JUSTICE & PUBLIC PRIN			
16 DEPARTMENT OF CORRECTIONS			
02 DIVISION OF ADMINISTRATION			
07 PRISON INDUSTRIES			
18 PERSONAL SERVICES - PERMANENT			
60 BENEFITS			
TOTAL		599,918	613,512
ESTIMATED SOURCE OF FUNDS FOR			
PRISON INDUSTRIES			
09 AGENCY INCOME			
TOTAL		599,918	613,512
		599,918	613,512

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02 ADMIN OF JUSTICE & PUBLIC PRIN			
16 DEPARTMENT OF CORRECTIONS			
02 DIVISION OF ADMINISTRATION			
08 AGRICULTURE			
10 PERSONAL SERVICES - PERMANENT			
60 BENEFITS	44,937	45,722	
	16,627	16,917	
TOTAL			
ESTIMATED SOURCE OF FUNDS FOR	61,564	62,639	
AGRICULTURE			
GENERAL FUND	61,564	62,639	
TOTAL	61,564	62,639	
TOTAL			
ESTIMATED SOURCE OF FUNDS FOR	3,614,618	3,681,274	
DIVISION OF ADMINISTRATION			
GENERAL FUND	3,008,700	3,061,262	
OTHER FUNDS	605,918	620,012	
TOTAL	3,614,618	3,681,274	
02 ADMIN OF JUSTICE & PUBLIC PRIN			
16 DEPARTMENT OF CORRECTIONS			
03 N.H. STATE PRISON			
01 PRISON ADMINISTRATION			
01 ADMINISTRATION			
10 PERSONAL SERVICES - PERMANENT			
11 PERSONAL SERVICES-UNCLASSIFIED	284,811	292,439	
20 CURRENT EXPENSES	89,728	89,928	
22 RENT/LEASES OTHER THAN STATE	112,456	112,456	
24 MAINT. OTHER THAN BUILD. & GRNDS	8,147	8,147	
26 ORGANIZATIONAL DUES	6,798	6,798	
30 EQUIPMENT NEW/REPLACEMENT	1,600	1,600	
60 BENEFITS	36,945	16,550	
70 IN-STATE TRAVEL	138,579	141,475	
80 OUT-OF STATE TRAVEL	23,700	23,700	
	4,286	4,286	
TOTAL			
ESTIMATED SOURCE OF FUNDS FOR	707,050	697,379	
ADMINISTRATION			
GENERAL FUND	707,050	697,379	
TOTAL	707,050	697,379	

INMATE ACTIVITIES ACCOUNTS. THE NEW HAMPSHIRE
STATE PRISONS ARE REIMBURSED A QUARTERLY PER-
AGE OF THE TOTAL DOLLARS OF PHONE CALLS MADE BY
MADE BY RESIDENTS ON THE "COLLECT ONLY" PHONES

		----- FISCAL YEAR 2004 -----		----- FISCAL YEAR 2005 -----	
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02 ADMIN OF JUSTICE & PUBLIC PRTN 16 DEPARTMENT OF CORRECTIONS 03 N.H. STATE PRISON 01 PRISON ADMINISTRATION 01 ADMINISTRATION (CONT.) (CONT.) (CONT.) (CONT.) (CONT.)					
LOCATED THROUGHOUT THE FACILITIES. THESE FUNDS SHALL REVERT BACK TO THE RESIDENT ACTIVITIES TRUST ACCOUNT TO HELP FUND THE COST OF INMATE PROGRAMS INCLUDING ADMINISTRATIVE SUPPLIES AND EQUIPMENT, OPERATIONAL SUPPLIES AND EQUIPMENT, RENOVATIONS, REPAIRS AND INMATE LIBRARY RESOURCES.					
02 ADMIN OF JUSTICE & PUBLIC PRTN					
16 DEPARTMENT OF CORRECTIONS					
03 N.H. STATE PRISON					
01 PRISON ADMINISTRATION					
02 CLASSIFICATION					
10 PERSONAL SERVICES - PERMANENT		143,963	147,578		
18 OVERTIME		3,464	3,464		
20 CURRENT EXPENSES		54,548	995		
60 BENEFITS			55,886		
TOTAL		202,970		207,923	
ESTIMATED SOURCE OF FUNDS FOR					
CLASSIFICATION					
GENERAL FUND		202,970		207,923	
TOTAL		202,970		207,923	
02 ADMIN OF JUSTICE & PUBLIC PRTN					
16 DEPARTMENT OF CORRECTIONS					
03 N.H. STATE PRISON					
01 PRISON ADMINISTRATION					
03 MINIMUM SECURITY UNIT					
10 PERSONAL SERVICES - PERMANENT					
18 OVERTIME					
19 HOLIDAY PAY					
20 CURRENT EXPENSES					
24 MAINT. OTHER THAN BUIL.D. & GRNDS					
60 BENEFITS					
TOTAL		493,649	506,853		
		23,468	23,468		
		15,977	15,977		
		1,700	1,700		
		800	800		
		197,244	202,130		
TOTAL		732,838		750,928	
ESTIMATED SOURCE OF FUNDS FOR					
MINIMUM SECURITY UNIT					
GENERAL FUND		732,838		750,928	
TOTAL		732,838		750,928	

	----- FISCAL YEAR 2004 -----	----- FISCAL YEAR 2005 -----
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02 ADMIN OF JUSTICE & PUBLIC PRTN		
16 DEPARTMENT OF CORRECTIONS		
03 N.H. STATE PRISON		
01 PRISON ADMINISTRATION		
04 PILOT SEX OFFENDER TREATMT PRG		
50 PERSONAL SERVICE-TEMP/APPOINTE	31,405	32,777
60 BENEFITS	2,402	2,507
TOTAL		
ESTIMATED SOURCE OF FUNDS FOR		
PILOT SEX OFFENDER TREATMT PRG	33,807	35,284
GENERAL FUND		
TOTAL	33,807	35,284
	33,807	35,284
02 ADMIN OF JUSTICE & PUBLIC PRTN		
16 DEPARTMENT OF CORRECTIONS		
03 N.H. STATE PRISON		
01 PRISON ADMINISTRATION		
05 CHAPLAINCY		
10 PERSONAL SERVICES - PERMANENT	82,529	83,824
19 HOLIDAY PAY	2,771	2,771
20 CURRENT EXPENSES	743	743
22 RENTSALEASES OTHER THAN STATE	1,061	1,061
60 BENEFITS	31,561	32,040
70 IN-STATE TRAVEL	530	530
TOTAL	119,195	120,969
CHAPLAINCY		
GENERAL FUND		
TOTAL	119,195	120,969
	119,195	120,969
02 ADMIN OF JUSTICE & PUBLIC PRTN		
16 DEPARTMENT OF CORRECTIONS		
03 N.H. STATE PRISON		
02 BUREAU OF SECURITY		
01 SECURITY		
10 PERSONAL SERVICES - PERMANENT	10,851,273	11,354,271
18 OVERTIME	708,194	708,194
19 HOLIDAY PAY	432,251	432,251
20 CURRENT EXPENSES	77,936	77,936
22 RENTSALEASES OTHER THAN STATE	9,793	9,793
24 MAINT-OTHER THAN BUILD.& GRNDS	10,000	10,000
50 PERSONAL SERVICE-TEMP/APPOINTE	31,458	32,695
60 BENEFITS	4,439,343	4,625,546
90 AWARDS-GATE MONEY	26,412	26,412
91 CUSTODY OF CERTAIN INMATES	100	100
92 INMATE WAGES	493,024	493,024
93 SHERIFF REIMBURSEMENT	100	100
96 UNIFORMS	80,000	80,000

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02 ADMIN OF JUSTICE & PUBLIC PRTN					
16 DEPARTMENT OF CORRECTIONS					
03 N.H. STATE PRISON					
02 BUREAU OF SECURITY					
01 SECURITY					
<p>THIS APPROPRIATION SHALL BE AVAILABLE FOR THE TRANSPORTATION AND CUSTODY EXPENSES OF INMATES IN INSTITUTIONS. THIS APPROPRIATION WILL BE A REVOLVING FUND. FUNDS RECEIVED FROM OTHER JURISDICTIONS FOR THE CUSTODY OF THEIR INMATES OR REIMBURSEMENT FROM INMATES FOR SERVICES RENDERED WILL BE DEPOSITED TO THIS APPROPRIATION TO REPLENISH THE BALANCE AVAILABLE TO A MAXIMUM OF \$25,000. EXCESS FUNDS WILL BE DEPOSITED IN THE GENERAL FUND. NO PART OF THIS APPROPRIATION SHALL BE TRANSFERRED TO ANY OTHER APPROPRIATION OR EXPENDED FOR ANY OTHER PURPOSE.</p>					
TOTAL		17,159,884		17,850,322	
ESTIMATED SOURCE OF FUNDS FOR					
SECURITY					
GENERAL FUND		17,159,884		17,850,322	
TOTAL		17,159,884		17,850,322	
02 ADMIN OF JUSTICE & PUBLIC PRTN					
16 DEPARTMENT OF CORRECTIONS					
03 N.H. STATE PRISON					
03 BUREAU OF EDUC & VOC TRAINING					
01 EDUCATION & VOC TRAINING					
10 PERSONAL SERVICES - PERMANENT					
22 CURRENT EXPENSES					
22 RENT/LEASE OTHER THAN STATE					
36 EQUIPMENT NEW/REPLACEMENT					
60 BENEFITS					
90 LIBRARY EXPENSES					
91 VOCATIONAL TRAINING					
92 TESTING/GUIDANCE					
TOTAL		1,954,999		2,000,263	
ESTIMATED SOURCE OF FUNDS FOR					
EDUCATION & VOC TRAINING					
GENERAL FUND		1,954,999		2,000,263	
TOTAL		1,954,999		2,000,263	

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02 ADMIN OF JUSTICE & PUBLIC PRIN					
16 DEPARTMENT OF CORRECTIONS					
03 N.H. STATE PRISON					
03 BUREAU OF EDUC & VOC TRAINING					
02 BASIC READING SKILLS					
20 CURRENT EXPENSES			9,124		9,124
30 EQUIPMENT NEW/REPLACEMENT			12,000		12,000
40 INDIRECT COSTS			876		876
TOTAL			22,000		22,000
ESTIMATED SOURCE OF FUNDS FOR					
BASIC READING SKILLS					
01 TRANSFERS FROM OTHER AGENCIES			22,000		22,000
TOTAL			22,000		22,000
02 ADMIN OF JUSTICE & PUBLIC PRIN					
16 DEPARTMENT OF CORRECTIONS					
03 N.H. STATE PRISON					
03 BUREAU OF EDUC & VOC TRAINING					
05 VOCATIONAL TRAINING TRUST FUND					
90 PROGRAM EXPENDITURES			350,000		350,000
TOTAL			350,000		350,000
ESTIMATED SOURCE OF FUNDS FOR					
VOCATIONAL TRAINING TRUST FUND					
05 PRIVATE LOCAL FUNDS			350,000		350,000
TOTAL			350,000		350,000
02 ADMIN OF JUSTICE & PUBLIC PRIN					
16 DEPARTMENT OF CORRECTIONS					
03 N.H. STATE PRISON					
03 BUREAU OF EDUC & VOC TRAINING					
06 YOUTH OFFENDERS PROGRAM					
30 EQUIPMENT NEW/REPLACEMENT			10,216		9,726
40 INDIRECT COSTS			2,572		2,613
41 AUDIT FUND SET ASIDE			41		41
50 PERSONAL SERVICE-TEMP/APPOINTE			11,328		11,743
60 BENEFITS			867		896
90 YOUTH OFFENDERS PROGRAM			11,000		11,000
91 STAFF DEV./TRAINING MATERIALS			5,000		5,000
TOTAL			41,024		41,023
ESTIMATED SOURCE OF FUNDS FOR					
YOUTH OFFENDERS PROGRAM					
09 AGENCY INCOME			41,024		41,023
TOTAL			41,024		41,023

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02 ADMIN OF JUSTICE & PUBLIC PRIN			
16 DEPARTMENT OF CORRECTIONS			
03 N.H. STATE PRISON			
04 BUREAU OF SERVICES			
01 MAINTENANCE			
10 PERSONAL SERVICES - PERMANENT			
18 OVERTIME	613,402	628,403	
19 HOLIDAY PAY	36,603	36,603	
20 CURRENT EXPENSES	13,495	13,495	
22 RENT&LEASES OTHER THAN STATE	262,710	261,710	
23 HEAT, ELECTRICITY & WATER	2,366	2,366	
24 MAINT.OTHER THAN BUILD.& GRNDS	1,262,228	1,262,228	
30 EQUIPMENT NEW/REPLACEMENT	100,886	100,886	
36 MAINT.OTHER THAN BUILD.& GRNDS	26,283	44,000	
47 OWN FORCES MAINT.-BUILD.&GRNDS	137,280	137,280	
48 CONTRACTUAL MAINT.-BUILD.&GRNDS	17,956	17,980	
50 PERSONAL SERVICE-TEMP/APPOINTE	116,567	116,567	
60 BENEFITS	246,746	252,344	
70 IN-STATE TRAVEL	3,000	3,000	
TOTAL	2,789,794	2,759,265	
ESTIMATED SOURCE OF FUNDS FOR			
MAINTENANCE			
GENERAL FUND			
TOTAL	2,789,794	2,759,265	
02 ADMIN OF JUSTICE & PUBLIC PRIN			
16 DEPARTMENT OF CORRECTIONS			
03 N.H. STATE PRISON			
04 BUREAU OF SERVICES			
02 LAUNDRY			
10 PERSONAL SERVICES - PERMANENT			
18 OVERTIME	67,661	69,340	
19 HOLIDAY PAY	6,147	6,147	
20 CURRENT EXPENSES	4,475	4,475	
24 MAINT.OTHER THAN BUILD.& GRNDS	21,288	21,288	
26 ORGANIZATIONAL DUES	5,374	5,374	
60 BENEFITS	192	149	
TOTAL	28,965	29,586	
ESTIMATED SOURCE OF FUNDS FOR			
LAUNDRY			
GENERAL FUND			
TOTAL	134,059	136,359	
134,059			
136,359			

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02 ADMIN OF JUSTICE & PUBLIC PRIN						
16 DEPARTMENT OF CORRECTIONS						
03 N.H. STATE PRISON						
04 BUREAU OF SERVICES						
03 KITCHEN						
10 PERSONAL SERVICES - PERMANENT						
18 OVERTIME			306,718		313,826	
19 HOLIDAY PAY			18,926		18,926	
20 CURRENT EXPENSES			16,159		16,159	
21 FOOD INSTITUTIONS			104,895		104,895	
22 RENT/LEASES OTHER THAN STATE			915,786		901,936	
24 MAINT. OTHER THAN BUILD. & GRNDS			1,000		1,000	
30 EQUIPMENT NEW/REPLACEMENT			12,957		12,957	
60 BENEFITS			7,490		5,390	
90 FARM PRODUCTS			126,468		129,098	
TOTAL			19,000		19,000	
ESTIMATED SOURCE OF FUNDS FOR			1,529,399		1,523,187	
KITCHEN						
GENERAL FUND			1,529,399		1,523,187	
TOTAL			1,529,399		1,523,187	
02 ADMIN OF JUSTICE & PUBLIC PRIN						
16 DEPARTMENT OF CORRECTIONS						
03 N.H. STATE PRISON						
04 BUREAU OF SERVICES						
04 WAREHOUSE						
10 PERSONAL SERVICES - PERMANENT						
18 OVERTIME			128,213		132,135	
20 CURRENT EXPENSES			2,000		2,000	
24 MAINT. OTHER THAN BUILD. & GRNDS			8,517		8,517	
30 EQUIPMENT NEW/REPLACEMENT			10,000		10,000	
50 PERSONAL SERVICE-TEMP/APPOINTE			20,800		4,500	
60 BENEFITS			15,714		16,347	
70 IN-STATE TRAVEL			49,381		50,881	
90 STOCKROOM SUPPLIES			200		200	
91 CLOTHING			191,732		193,649	
TOTAL			189,225		191,117	
ESTIMATED SOURCE OF FUNDS FOR			615,782		609,346	
WAREHOUSE						
GENERAL FUND			615,782		609,346	
TOTAL			615,782		609,346	
TOTAL						
ESTIMATED SOURCE OF FUNDS FOR			26,392,801		27,104,248	
N.H. STATE PRISON						
GENERAL FUND			25,979,777		26,691,225	
OTHER FUNDS			413,024		413,023	
TOTAL			26,392,801		27,104,248	

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02 ADMIN OF JUSTICE & PUBLIC PRTN								
16 DEPARTMENT OF CORRECTIONS								
04 DIVISION OF FIELD SERVICES								
01 BUREAU OF DISTRICT OFFICES								
10 PERSONAL SERVICES - PERMANENT								
11 SALARY OF DIR FIELD SERVICES					4,614,946		4,752,186	
18 OVERTIME					77,656		77,656	
20 CURRENT EXPENSES					7,500		7,500	
22 RENT&LEASES OTHER THAN STATE					238,500		238,500	
24 MAINT-OTHER THAN BUILD. & GRNDS					243,176		243,176	
28 TRANSFERS TO GENERAL SERVICES					15,051		15,051	
30 EQUIPMENT NEW/REPLACEMENT					65,149		65,149	
50 PERSONAL SERVICE-TEMP/APPOINTEE					113,462		113,462	
60 BENEFITS					1,747,718		1,798,496	
70 IN-STATE TRAVEL					85,801		85,801	
80 OUT-OF STATE TRAVEL					2,143		2,143	
93 SHERIFF REIMBURSEMENT					1,500		1,500	
TOTAL					7,213,391		7,401,411	
ESTIMATED SOURCE OF FUNDS FOR								
BUREAU OF DISTRICT OFFICES								
GENERAL FUND					7,213,391		7,401,411	
TOTAL					7,213,391		7,401,411	
02 ADMIN OF JUSTICE & PUBLIC PRTN								
16 DEPARTMENT OF CORRECTIONS								
04 DIVISION OF FIELD SERVICES								
02 PPO FOR DOMESTIC VIOLENCE								
10 PERSONAL SERVICES - PERMANENT								
40 INDIRECT COSTS					25,224		25,721	
41 AUDIT FUND SET ASIDE					2,977		2,977	
42 ADDITIONAL FRINGE BENEFITS					36		36	
60 BENEFITS					1,715		1,715	
TOTAL					9,333		9,517	
ESTIMATED SOURCE OF FUNDS FOR					39,285		39,966	
PPO FOR DOMESTIC VIOLENCE								
09 AGENCY INCOME					35,624		35,624	
GENERAL FUND					3,661		4,342	
TOTAL					39,285		39,966	

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02 ADMIN OF JUSTICE & PUBLIC PRIN					
16 DEPARTMENT OF CORRECTIONS					
04 DIVISION OF FIELD SERVICES					
03 BUREAU OF COMMUNITY CORRECTION					
01 SHEA FARM					
10 PERSONAL SERVICES - PERMANENT					
18 OVERTIME			471,782		485,048
19 HOLIDAY PAY			11,934		13,027
20 CURRENT EXPENSES			10,000		10,000
22 RENT&LEASES OTHER THAN STATE			9,717		9,717
23 HEAT, ELECTRICITY & WATER			1,700		1,800
24 MAINT. OTHER THAN BUILD. & GRNDS	D		27,600		27,600
47 OWN FORCES MAINT.-BUILD.&GRNDS	G		3,955		3,955
48 CONTRACTUAL MAINT.-BUILD&GRNDS	G		2,950		1,200
60 BENEFITS	G		20,000		15,000
70 IN-STATE TRAVEL			182,675		187,994
			500		500
TOTAL			742,813		755,861
ESTIMATED SOURCE OF FUNDS FOR					
SHEA FARM					
GENERAL FUND			742,813		755,861
TOTAL			742,813		755,861
02 ADMIN OF JUSTICE & PUBLIC PRIN					
16 DEPARTMENT OF CORRECTIONS					
04 DIVISION OF FIELD SERVICES					
03 BUREAU OF COMMUNITY CORRECTION					
02 CALUMET					
10 PERSONAL SERVICES - PERMANENT					
18 OVERTIME			438,646		450,765
19 HOLIDAY PAY			8,600		8,600
20 CURRENT EXPENSES			7,700		7,700
22 RENT&LEASES OTHER THAN STATE			11,022		11,022
23 HEAT, ELECTRICITY & WATER			2,500		2,500
24 MAINT. OTHER THAN BUILD. & GRNDS	D		32,580		32,580
47 OWN FORCES MAINT.-BUILD.&GRNDS	G		3,690		3,690
60 BENEFITS	G		1,500		1,500
70 IN-STATE TRAVEL			168,330		172,814
			1,000		1,000
TOTAL			675,568		692,171
ESTIMATED SOURCE OF FUNDS FOR					
CALUMET					
GENERAL FUND			675,568		692,171
TOTAL			675,568		692,171

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02 ADMIN OF JUSTICE & PUBLIC PRTN						
16 DEPARTMENT OF CORRECTIONS						
04 DIVISION OF FIELD SERVICES						
03 BUREAU OF COMMUNITY CORRECTION						
03 NORTH END HOUSE						
10 PERSONAL SERVICES - PERMANENT						
18 OVERTIME				425,710		436,729
19 HOLIDAY PAY				12,490		12,490
20 CURRENT EXPENSES				5,468		5,468
22 RENTS&LEASES OTHER THAN STATE				6,000		6,000
47 OWN FORCES MAINT.-BUILD.&GRNDS				1,100		1,200
48 CONTRACTUAL MAINT.-BUILD&GRNDS				3,000		2,500
50 PERSONAL SERVICE-TEMP/APPOINTE				20,000		10,000
60 BENEFITS				18,423		19,166
70 IN-STATE TRAVEL				165,566		169,700
TOTAL				500		500
ESTIMATED SOURCE OF FUNDS FOR					658,257	663,753
CARROLL END/HOUSE						
GENERAL FUND						
TOTAL					658,257	663,753
02 ADMIN OF JUSTICE & PUBLIC PRTN						
16 DEPARTMENT OF CORRECTIONS						
04 DIVISION OF FIELD SERVICES						
03 BUREAU OF COMMUNITY CORRECTION						
04 ADMINISTRATION						
10 PERSONAL SERVICES - PERMANENT						
18 OVERTIME				79,579		81,563
20 CURRENT EXPENSES				3,848		3,848
30 EQUIPMENT NEW/REPLACEMENT				1,000		1,000
60 BENEFITS				5,400		6,060
70 IN-STATE TRAVEL				30,868		31,602
80 OUT-OF STATE TRAVEL				500		500
TOTAL				2,000		2,000
ESTIMATED SOURCE OF FUNDS FOR					123,195	126,573
ADMINISTRATION						
GENERAL FUND						
TOTAL					123,195	126,573
02 ADMIN OF JUSTICE & PUBLIC PRTN						
16 DEPARTMENT OF CORRECTIONS						
04 DIVISION OF FIELD SERVICES						
03 BUREAU OF COMMUNITY CORRECTION						
06 CARROLL CNTY ALTRN SENTENCING						
20 CURRENT EXPENSES						
30 EQUIPMENT NEW/REPLACEMENT						
40 INDIRECT COSTS						
41 AUDIT FUND SET ASIDE						
42 ADDITIONAL FRINGE BENEFITS						

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02 ADMIN OF JUSTICE & PUBLIC PRIN				
16 DEPARTMENT OF CORRECTIONS				
04 DIVISION OF FIELD SERVICES				
03 BUREAU OF COMMUNITY CORRECTION				
06 CARROLL CNTY ALTRN SENTENCING				
59 PART-TIME - BENEFITTED		46,414		
60 BENEFITS		17,173		
TOTAL		71,841		
ESTIMATED SOURCE OF FUNDS FOR				
CARROLL CNTY ALTRN SENTENCING		71,841		
05 PRIVATE LOCAL FUNDS		71,841		
TOTAL	I		9,524,350	9,679,735
TOTAL			9,524,350	9,679,735
ESTIMATED SOURCE OF FUNDS FOR				
DIVISION OF FIELD SERVICES				
GENERAL FUND		9,416,885		9,644,111
OTHER FUNDS		107,465		35,624
TOTAL		9,524,350		9,679,735
02 ADMIN OF JUSTICE & PUBLIC PRIN				
16 DEPARTMENT OF CORRECTIONS				
05 DIV OF MEDICAL & FORENSIC SVCS				
01 SECURE PSYCHIATRIC UNIT				
10 PERSONAL SERVICES - PERMANENT		1,924,323		1,970,054
12 PERSONAL SERVICES-UNCLASSIFIED		66,412		67,382
16 OVERTIME		115,308		115,308
19 HOLIDAY PAY		64,304		64,304
20 CURRENT EXPENSES		47,265		47,265
21 FOOD INSTITUTIONS		80,020		80,020
22 RENTS&LEASES OTHER THAN STATE		6,395		6,395
24 MAINT. OTHER THAN BUILD. & GRNDS		8,845		8,845
46 CONSULTANTS		20,000		20,000
47 OWN FORCES MAINT. -BUILD.&GRNDS		19,760		19,760
60 BENEFITS		803,028		820,307
70 IN-STATE TRAVEL		2,260		2,260
90 INMATE CLOTHING		7,000		7,000
91 UNIFORMS		11,000		11,000
92 WAGES-INMATE		25,000		25,000
TOTAL		3,200,920		3,264,900
ESTIMATED SOURCE OF FUNDS FOR				
SECURE PSYCHIATRIC UNIT		3,200,920		3,264,900
GENERAL FUND		3,200,920		3,264,900
TOTAL				

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02 ADMIN OF JUSTICE & PUBLIC PRTN			
16 DEPARTMENT OF CORRECTIONS			
05 DIV OF MEDICAL & FORENSIC SVCS			
02 BUREAU OF HEALTH SERVICES			
01 MENTAL HEALTH			
10 PERSONAL SERVICES - PERMANENT			
20 CURRENT EXPENSES	559,135	573,776	
22 RENT&LEASES OTHER THAN STATE	957	957	
49 TRANSFERS TO OTHER STATE AGENCS	2,731	2,731	
60 BENEFITS	20,000	20,000	
70 IN-STATE TRAVEL	206,880	212,297	
	2,366	2,366	
TOTAL	792,069	812,127	
ESTIMATED SOURCE OF FUNDS FOR			
MENTAL HEALTH			
GENERAL FUND	792,069	812,127	
TOTAL	792,069	812,127	
02 ADMIN OF JUSTICE & PUBLIC PRTN			
16 DEPARTMENT OF CORRECTIONS			
05 DIV OF MEDICAL & FORENSIC SVCS			
02 BUREAU OF HEALTH SERVICES			
02 MEDICAL DENTAL			
10 PERSONAL SERVICES - PERMANENT			
12 PERSONAL SERVICES-UNCLASSIFIED	985,150	1,007,338	
18 OVERTIME	89,128	89,128	
19 HOLIDAY PAY	43,224	43,224	
20 CURRENT EXPENSES	23,272	23,272	
22 RENT&LEASES OTHER THAN STATE	70,846	70,846	
24 MAINT-OTHER THAN BUILD. & GRNDS	2,612	2,612	
50 PERSONAL SERVICE-TEMP/APPOINTE	2,450	2,450	
60 BENEFITS	36,434	37,808	
70 IN-STATE TRAVEL	424,874	433,188	
80 OUT-OF STATE TRAVEL	10,434	10,434	
	4,286	4,286	
TOTAL	1,692,710	1,724,586	
ESTIMATED SOURCE OF FUNDS FOR			
MEDICAL DENTAL			
GENERAL FUND	1,692,710	1,724,586	
TOTAL	1,692,710	1,724,586	
02 ADMIN OF JUSTICE & PUBLIC PRTN			
16 DEPARTMENT OF CORRECTIONS			
05 DIV OF MEDICAL & FORENSIC SVCS			
02 BUREAU OF HEALTH SERVICES			
03 PHARMACY			
10 PERSONAL SERVICES - PERMANENT			
18 OVERTIME	168,185	172,351	
20 CURRENT EXPENSES	21,629	28,581	
30 EQUIPMENT NEW/REPLACEMENT	121,662	133,404	
60 BENEFITS	1,393	1,393	
	72,081	74,271	

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(CONT.)						
02 ADMIN OF JUSTICE & PUBLIC PRIN						
16 DEPARTMENT OF CORRECTIONS						
05 DIV OF MEDICAL & FORENSIC SVCS						
02 BUREAU OF HEALTH SERVICES						
03 PHARMACY						
(CONT.)						
70 IN-STATE TRAVEL						
TOTAL			79	79	409,879	
ESTIMATED SOURCE OF FUNDS FOR						
PHARMACY						
01 TRANSFERS FROM OTHER AGENCIES						
GENERAL FUND			389,771		158,400	
TOTAL			389,771		251,479	
TOTAL					409,879	
ESTIMATED SOURCE OF FUNDS FOR						
DIV OF MEDICAL & FORENSIC SVCS						
GENERAL FUND			6,075,470		6,211,492	
OTHER FUNDS						
TOTAL						
02 ADMIN OF JUSTICE & PUBLIC PRIN						
16 DEPARTMENT OF CORRECTIONS						
06 NH STATE PRISON FOR WOMEN						
01 PRISON FOR WOMEN						
10 PERSONAL SERVICES - PERMANENT						
11 PERSONAL SERVICES-UNCLASSIFIED						
18 OVERTIME						
19 HOLIDAY PAY						
20 CURRENT EXPENSES						
21 FOOD INSTITUTIONS						
22 RENT&LEASES OTHER THAN STATE						
23 HEAT, ELECTRICITY & WATER						
24 MAINT.-OTHER THAN BUILD.&						
30 EQUIPMENT NEW/REPLACEMENT						
47 OWN FORCES MAINT. -BUILD.&GRNDS						
48 CONTRACTUAL MAINT. -BUILD.&GRNDS						
50 PERSONAL SERVICE-TEMP/APPOINTEE						
60 BENEFITS						
70 IN-STATE TRAVEL						
80 OUT-OF-STATE TRAVEL						
90 GATE MONEY						
91 INMATE CLOTHING						
92 INMATE WAGES						
94 UNIFORMS						
TOTAL			1,607,854		1,652,740	
ESTIMATED SOURCE OF FUNDS FOR						
DEPARTMENT OF CORRECTIONS						
GENERAL FUND						
OTHER FUNDS						
TOTAL			72,283		72,283	
TOTAL			65,930		65,930	
TOTAL			45,123		45,123	
TOTAL			55,306		55,306	
TOTAL			122,400		122,400	
TOTAL			181,775		181,775	
TOTAL			165,000		165,000	
TOTAL			14,700		14,700	
TOTAL			6,000		6,000	
TOTAL			38,150		38,150	
TOTAL			15,000		15,000	
TOTAL			663,889		680,497	
TOTAL			3,000		3,000	
TOTAL			4,286		4,286	
TOTAL			18,187		18,187	
TOTAL			48,000		48,000	
TOTAL			10,000		10,000	
TOTAL			3,139,783		3,191,277	
ESTIMATED SOURCE OF FUNDS FOR						
PRISON FOR WOMEN						

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02 ADMIN OF JUSTICE & PUBLIC PRIN					(CONT.)					
16 DEPARTMENT OF CORRECTIONS					(CONT.)					
06 NH STATE PRISON FOR WOMEN					(CONT.)					
01 PRISON FOR WOMEN					(CONT.)					
09 AGENCY INCOME							61,826		61,826	
GENERAL FUND							3,077,957		3,129,451	
TOTAL							3,139,783		3,191,277	
TOTAL							3,139,783		3,191,277	
ESTIMATED SOURCE OF FUNDS FOR										
NH STATE PRISON FOR WOMEN										
GENERAL FUND							3,077,957		3,129,451	
OTHER FUNDS							61,826		61,826	
TOTAL							3,139,783		3,191,277	
02 ADMIN OF JUSTICE & PUBLIC PRIN										
16 DEPARTMENT OF CORRECTIONS										
07 LAKES REGION FACILITY										
01 LAKES REGION FACILITY										
10 PERSONAL SERVICES - PERMANENT							5,230,843		5,410,530	
11 PERSONAL SERVICES-UNCLASSIFIED							85,032		85,232	
18 OVERTIME							175,000		175,000	
19 HOLIDAY PAY							103,000		103,000	
20 CURRENT EXPENSES							214,000		214,000	
21 FOOD INSTITUTIONS							450,000		450,000	
22 RENT&LEASES OTHER THAN STATE							6,287		6,287	
23 HEAT, ELECTRICITY & WATER							600,000		600,000	
24 MAINT. OTHER THAN BUILD. & GRNDS							24,781		24,781	
26 ORGANIZATIONAL DUES							300		300	
30 EQUIPMENT NEW/REPLACEMENT							15,000		15,000	
46 CONSULTANTS							9,710		9,710	
47 OWN FORCES MAINT. - BUILD.&GRNDS							98,348		98,348	
48 CONTRACTUAL MAINT. - BUILD&GRNDS							72,363		72,363	
50 PERSONAL SERVICE -TEMP/APPOINTE							29,797		29,797	
60 BENEFITS							2,072,013		2,138,571	
70 IN-STATE TRAVEL							4,427		4,427	
80 OUT-OF STATE TRAVEL							4,286		4,286	
91 WINNIPESAUKEE RIVER BASIN							31,353		31,353	
94 UNIFORMS							40,500		40,500	
95 INMATE CLOTHES							75,000		75,000	
96 INMATE WAGES							212,000		212,000	
97 GATE MONEY							11,500		11,500	
TOTAL							9,565,540		9,811,985	
ESTIMATED SOURCE OF FUNDS FOR										
LAKES REGION FACILITY										
01 TRANSFERS FROM OTHER AGENCIES							171,569		176,716	
GENERAL FUND							9,393,971		9,635,269	

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02 ADMIN OF JUSTICE & PUBLIC PRIN				
16 DEPARTMENT OF CORRECTIONS				
07 LAKES REGION FACILITY				
01 LAKES REGION FACILITY				
(CONT.)				
(CON1.)				
(CONT.)				
(CONT.)				
TOTAL			9,565,540	9,811,985
TOTAL				
ESTIMATED SOURCE OF FUNDS FOR			9,565,540	9,811,985
LAKES REGION FACILITY				
GENERAL FUND				
OTHER FUNDS				
TOTAL			9,565,540	9,811,985
02 ADMIN OF JUSTICE & PUBLIC PRIN				
16 DEPARTMENT OF CORRECTIONS				
08 BERLIN PRISON				
01 BERLIN PRISON				
10 PERSONAL SERVICES - PERMANENT				
11 PERSONAL SERVICES-UNCLASSIFIED				
12 PERSONAL SERVICES-UNCLASSIFIED				
18 OVERTIME				
19 HOLIDAY PAY				
20 CURRENT EXPENSES				
21 FOOD INSTITUTIONS				
22 RENT&LEASES OTHER THAN STATE				
23 HEAT, ELECTRICITY & WATER				
24 MAINT.-OTHER THAN BUILD.& GRNDS				
30 EQUIPMENT NEW/REPLACEMENT				
47 OWN FORCES MAINT.-BUILD.&GRNDS				
48 CONTRACTUAL MAINT.-BUILD&GRNDS				
50 PERSONAL SERVICE-TEMP/APPOINTE				
60 BENEFITS				
70 IN-STATE TRAVEL				
80 OUT-OF STATE TRAVEL				
90 UNIFORMS				
92 GATE MONEY				
94 INMATE WAGES				
95 STOCK ROOM SUPPLIES				
96 CAREER AND TECHNICAL EDUCATION				
TOTAL			13,235,489	13,554,443
ESTIMATED SOURCE OF FUNDS FOR				
BERLIN PRISON				
GENERAL FUND				
TOTAL			13,235,489	13,554,443
TOTAL			13,235,489	13,554,443

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02 ADMIN OF JUSTICE & PUBLIC PRIN
 16 DEPARTMENT OF CORRECTIONS
 08 BERLIN PRISON
 (CONT.)
 (CONT.)
 (CONT.)
 (CONT.)

ESTIMATED SOURCE OF FUNDS FOR
 BERLIN PRISON
 GENERAL FUND
 TOTAL

13,235,489
 13,235,489
 13,554,443
 13,554,443

82,833,217
 84,508,432

TOTAL
 ESTIMATED SOURCE OF FUNDS FOR
 DEPARTMENT OF CORRECTIONS
 FEDERAL FUNDS
 GENERAL FUND
 OTHER FUNDS
 TOTAL

416,054
 80,311,750
 2,105,433
 82,833,217
 416,054
 82,074,686
 2,017,632
 84,508,432

02 ADMIN OF JUSTICE & PUBLIC PRIN
 17 DEPT OF EMPLOYMENT SECURITY
 01 DEPT OF EMPLOYMENT SECURITY

10 PERSONAL SERVICES - PERMANENT
 11 SALARY OF COMMISSIONER
 12 SALARY OF THE GENERAL COUNSEL
 13 SALARIES OF COUNSEL
 18 OVERTIME
 19 HOLIDAY PAY
 20 CURRENT EXPENSES
 22 RENTS&LEASES OTHER THAN STATE
 23 HEAT, ELECTRICITY & WATER
 24 MAINT. OTHER THAN BULD.& GRNDS
 26 ORGANIZATIONAL DUES
 30 EQUIPMENT NEW/REPLACEMENT
 40 INDIRECT COSTS
 41 AUDIT FUND SET ASIDE
 42 ADDITIONAL FRINGE BENEFITS
 48 CONTRACTUAL MAINT.-BULD&GRNDS
 50 PERSONAL SERVICE-TEMP/APPOINTEE
 90 FENETATE TRAVEL
 90 OUT OF STATE TRAVEL
 90 TRAINING /LEASE PURCHASES
 94 WORKERS COMPENSATION
 95 UNEMPLOYMENT COMPENSATION

13,397,766
 30,128
 78,056
 199,724
 241,821
 5,497
 2,954,016
 256,300
 358,500
 1,168,000
 30,000
 1,434,641
 56,314
 21,354
 800,000
 650,000
 893,254
 5,253,142
 184,100
 176,200
 1,090,298
 25,000
 10,000

29,274,111
 29,532,334

TOTAL
 ESTIMATED SOURCE OF FUNDS FOR
 DEPT OF EMPLOYMENT SECURITY

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02 ADMIN OF JUSTICE & PUBLIC PRTN				(CONT.)		
17 DEPT OF EMPLOYMENT SECURITY				(CONT.)		
01 DEPT OF EMPLOYMENT SECURITY				(CONT.)		
00 FEDERAL FUNDS						
01 TRANSFERS FROM OTHER AGENCIES					21,353,383	21,358,356
01 REVOLVING FUNDS					2,359,151	2,362,773
09 AGENCY INCOME					5,160,577	5,410,205
TOTAL					29,274,111	29,532,334
TOTAL					29,274,111	29,532,334
ESTIMATED SOURCE OF FUNDS FOR						
DEPT OF EMPLOYMENT SECURITY						
FEDERAL FUNDS					21,353,383	21,358,356
OTHER FUNDS					7,920,728	8,173,978
TOTAL					29,274,111	29,532,334
02 ADMIN OF JUSTICE & PUBLIC PRTN						
18 JUDICIAL COUNCIL						
01 JUDICIAL COUNCIL						
10 PERSONAL SERVICES - PERMANENT						
11 SALARY OF EXECUTIVE DIRECTOR					61,013	62,479
20 CURRENT EXPENSES					46,686	46,686
24 MAINT. OTHER THAN BUILD. & GRNDS					14,467	16,070
30 EQUIPMENT NEW/REPLACEMENT					4,000	4,000
40 PERSONAL SERVICE -TEMP/APPOINTEE					3,500	3,500
60 BENEFITS					19,910	17,229
70 TRAVEL					41,372	41,709
80 OUT OF STATE TRAVEL					1,000	1,000
90 ASSIGNED COUNSEL					1	1
91 GUARDIAN AD LITEM					1,205,000	1,150,000
92 CONTRACT COUNSEL					850,000	800,000
93 PUBLIC DEFENDER PROGRAM					2,230,000	2,023,892
94 ANCILLARY NON-COUNSEL SERVICES					11,453,030	11,918,557
95 NEW HAMPSHIRE LEGAL ASSISTANCE					520,000	504,355
					240,000	240,000
TOTAL					16,419,979	16,829,478

* IN THE EVENT THAT EXPENDITURES ARE GREATER THAN AMOUNTS APPROPRIATED, THE JUDICIAL COUNCIL MAY REQUEST, WITH PRIOR APPROVAL OF THE FISCAL COMMITTEE, THAT THE GOVERNOR AND COUNCIL AUTHORIZE ADDITIONAL FUNDING OF FUNDS REQUESTED AND APPROVED. THE GOVERNOR IS AUTHORIZED TO DRAW A WARRANT FROM ANY MONEY IN THE TREASURY NOT OTHERWISE APPROPRIATED.

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(CONT.)					
(CONT.)					
(CONT.)					
02 ADMIN OF JUSTICE & PUBLIC PRTN					
18 JUDICIAL COUNCIL					
01 JUDICIAL COUNCIL					
ESTIMATED SOURCE OF FUNDS FOR					
JUDICIAL COUNCIL			270,000		270,000
09 AGENCY INCOME	**		16,149,979		16,559,478
GENERAL FUND					
**					
THESE FUNDS MAY BE USED TO PAY FOR GALS APPOINTED IN MARITAL AND EQUITY CASES..					
TOTAL			16,419,979		16,829,478
PERMANENT EMPLOYEES AS DESIGNATED BY THE JUDICIAL COUNCIL SHALL BE ELIGIBLE FOR FRINGE BENEFITS AS PROVIDED FOR CLASSIFIED EMPLOYEES INCLUDING MEMBERSHIP IN THE RETIREMENT SYSTEM; MEDICAL DENTAL AND LIFE INSURANCE COVERAGE; ANNUAL SICK AND BONUS LEAVE; AND ANY OTHER BENEFITS THAT MAY BE GRANTED.					
02 ADMIN OF JUSTICE & PUBLIC PRTN					
18 JUDICIAL COUNCIL					
02 MARITAL MEDIATOR BOARD					
20 CURRENT EXPENSES					
50 PERSONAL SERVICE-TEMP/APPOINTEE		1,045		1,165	
60 BENEFITS		2,749		2,749	
		210		210	
TOTAL			4,004		4,124
ESTIMATED SOURCE OF FUNDS FOR					
MARITAL MEDIATOR BOARD					
GENERAL FUND			4,004		4,124
TOTAL			4,004		4,124

ESTABLISHMENT OF FEES BY BOARDS & COMMISSIONS. ALL BOARDS AND COMMISSIONS WHICH HAVE NOT ALREADY ESTABLISHED FEES FOR EXAMINATION APPLICANTS, APPLICANTS FOR A LICENSE OR REGISTRATION, A PUBLICATION WHICH THEY SELL, OR

----- FISCAL YEAR 2004 -----			----- FISCAL YEAR 2005 -----		
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02 ADMIN OF JUSTICE & PUBLIC PRIN			(CONT.)		
18 JUDICIAL COUNCIL			(CONT.)		
02 MARITAL MEDIATOR BOARD			(CONT.)		
ANY OTHER PROGRAM FOR WHICH THEY ARE SPECIFICALLY AUTHORIZED TO CHARGE A FEE SHALL ADOPT RULES UNDER RSA 541-A RELATIVE TO FEES FOR SUCH PROGRAMS. SUCH FEES SHALL RECOVER, ON AN ANNUAL OR BIENNIAL BASIS THE FULL COST OF THE PROGRAM INCLUDING THE COST OF SUPPORT AND ADMINISTRATIVE SERVICES PROVIDED BY OTHER AGENCIES, OR 125% OF THE DIRECT COST OF THE BOARD OR COMMISSION RELATING TO THE PROGRAM, WHICHEVER IS GREATER. A BOARD OR COMMISSION WHICH ESTABLISHES FEES FOR EXAMINATION OF APPLICANTS MAY EXPEND SUCH FUNDS FOR EXAMINATIONS, RELATED SERVICES, OR SUPPLIES, AS NEEDED, BUT NOT TO EXCEED THE DIRECT COST OF THE EXAMINATION.					
TOTAL			16,423,983	16,833,602	
ESTIMATED SOURCE OF FUNDS FOR					
JUDICIAL COUNCIL					
GENERAL FUND			16,153,983	16,563,602	
OTHER FUNDS			270,000	270,000	
TOTAL			16,423,983	16,833,602	
02 ADMIN OF JUSTICE & PUBLIC PRIN					
19 HUMAN RIGHTS COMMISSION					
01 ENFORCEMENT					
10 PERSONAL SERVICES - PERMANENT			345,813	358,536	
20 CURRENT EXPENSES			22,664	18,723	
22 RENTS&LEASES OTHER THAN STATE			39,496	40,824	
30 EQUIPMENT NEW/REPLACEMENT			115	115	
41 AUDIT FUND SET ASIDE			104	104	
49 TRANSFERS TO OTHER STATE AGENCIES			200	200	
50 PERSONAL SERVICE-TEMP/APPOINTEE			887	887	
60 BENEFITS			128,019	132,726	
70 IN-STATE TRAVEL			2,000	2,000	
80 OUT-OF STATE TRAVEL			800	800	
TOTAL			539,898	554,915	
ESTIMATED SOURCE OF FUNDS FOR					
ENFORCEMENT					
00 FEDERAL FUNDS			104,000	104,000	
GENERAL FUND			435,898	450,915	
TOTAL			539,898	554,915	
TOTAL			539,898	554,915	

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02 ADMIN OF JUSTICE & PUBLIC PRIN					(CONT.)		
19 HUMAN RIGHTS COMMISSION					(CONT.)		
ESTIMATED SOURCE OF FUNDS FOR							
HUMAN RIGHTS COMMISSION							
FEDERAL FUNDS					104,000		104,000
GENERAL FUND					435,898		450,915
TOTAL					539,898		554,915
TOTAL					379,391,652		371,919,736
ADMIN OF JUSTICE & PUBLIC PRIN							
FEDERAL FUNDS					58,489,270		43,498,146
GENERAL FUND					202,534,473		207,548,150
OTHER FUNDS					17,887,909		121,073,440
TOTAL					379,391,652		371,919,736
03 RESOURCE PROTECT'N & DEVELOP'T							
01 FISH AND GAME DEPARTMENT							
01 ADMINISTRATION AND SUPPORT							
01 FISH & GAME COMMISSION							
20 CURRENT EXPENSES					2,100		2,100
70 IN-STATE TRAVEL					8,000		8,000
TOTAL					10,100		10,100
ESTIMATED SOURCE OF FUNDS FOR							
FISH & GAME COMMISSION							
FISH AND GAME FUNDS					10,100		10,100
TOTAL					10,100		10,100
03 RESOURCE PROTECT'N & DEVELOP'T							
01 FISH AND GAME DEPARTMENT							
01 ADMINISTRATION AND SUPPORT							
02 OFFICE OF DIRECTOR							
10 PERSONAL SERVICES - PERMANENT							
11 SALARY OF DIRECTOR					267,949		272,092
20 CURRENT EXPENSES					84,232		84,232
50 ADD'L FUND SET-ASIDE					4,000		4,000
60 BENEFITS - BENEFITED					92,075		96,233
70 IN-STATE TRAVEL					164,384		167,642
80 OUT-OF STATE TRAVEL					4,000		4,000
TOTAL					5,500		5,500
TOTAL					622,196		633,535

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03 RESOURCE PROTECT'N & DEVELOP'T			(CONT.)		
01 FISH AND GAME DEPARTMENT			(CONT.)		
01 ADMINISTRATION AND SUPPORT			(CONT.)		
02 OFFICE OF DIRECTOR					
ESTIMATED SOURCE OF FUNDS FOR					
OFFICE OF DIRECTOR					
00 FEDERAL FUNDS				32,000	32,000
FISH AND GAME FUNDS				590,196	601,535
TOTAL				622,196	633,535
03 RESOURCE PROTECT'N & DEVELOP'T					
01 FISH AND GAME DEPARTMENT					
01 ADMINISTRATION AND SUPPORT					
03 BUSINESS MANAGEMENT					
01 BUSINESS MANAGEMENT					
10 PERSONAL SERVICES - PERMANENT				419,033	431,168
20 CURRENT EXPENSES				140,000	140,000
23 HEAT, ELECTRICITY & WATER				35,343	36,000
26 ORGANIZATIONAL DUES				19,200	19,200
30 EQUIPMENT NEW/REPLACEMENT				240,000	240,000
41 INDIRECT COSTS				15,000	15,000
43 DEBT SERVICE - ASIDE				350,000	350,000
46 CONSULTANTS (TREASURY)				5,000	5,000
50 PERSONAL SERVICE (NON-BENEFITTED)				6,270	6,270
59 PART-TIME - TEMP/APPOINTEE				20,319	21,138
60 BENEFITS				163,040	167,833
70 IN-STATE TRAVEL				3,500	3,500
80 OUT-OF STATE TRAVEL				2,700	2,700
90 PUBLICATION/SPECIALTY EXPENSE				40,000	40,000
91 CREDIT CARD PROCESSING FEES				8,300	8,300
93 POSTAGE EXPENSE				59,000	59,000
94 SHIPPING EXPENSE				17,000	17,000
96 RETIREES HOSPITALIZATION INS.				460,000	460,000
97 AUTOMATED SYSTEMS				110,000	110,000
TOTAL				2,100,720	2,119,124
ESTIMATED SOURCE OF FUNDS FOR					
BUSINESS MANAGEMENT					
00 FEDERAL FUNDS				15,000	15,000
03 REVOLVING FUNDS				40,000	40,000
FISH AND GAME FUNDS				2,045,720	2,064,124
TOTAL				2,100,720	2,119,124

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03 RESOURCE PROTECT'N & DEVELOP'T					
01 FISH AND GAME DEPARTMENT					
01 ADMINISTRATION AND SUPPORT					
04 CONSERVATION INFO & EDUCATION					
01 CONSERVATION INFO & OUTREACH					
10 PERSONAL SERVICES - PERMANENT					
20 CURRENT EXPENSES		275,375		282,641	
26 ORGANIZATIONAL DUES		34,500		36,000	
30 EQUIPMENT NEW/REPLACEMENT		32,000		2,000	
41 AUDIT FUND SET ASIDE		165		32,000	
46 CONSULTANTS		17,300		166	
59 PART-TIME - BENEFITTED		72,170		17,300	
60 BENEFITS		128,592		73,632	
70 IN-STATE TRAVEL		2,500		131,821	
80 OUT-OF-STATE TRAVEL		5,500		2,500	
92 PUBLICATIONS		109,300		5,500	
94 ADVERTISING & PROMOTION		90,000		109,300	
95 FED AID OUTREACH		97,000		40,000	
97 ELECTRONIC MEDIA		70,000		97,000	
TOTAL		936,402		70,000	
ESTIMATED SOURCE OF FUNDS FOR					899,860
CONSERVATION INFO & OUTREACH					
00 FEDERAL FUNDS	1	165,063			165,628
05 PRIVATE LOCAL FUNDS	1	22,000			26,000
06 AGENCY INCOME	1	15,000			19,000
07 AGENCY INCOME	1	9,000			19,000
08 AGENCY INCOME	1	50,000			50,000
FISH AND GAME FUNDS		671,339			636,232
TOTAL		936,402			899,860
03 RESOURCE PROTECT'N & DEVELOP'T					
01 FISH AND GAME DEPARTMENT					
01 ADMINISTRATION AND SUPPORT					
04 CONSERVATION INFO & EDUCATION					
02 AQUATIC RESOURCES EDUCATION					
10 PERSONAL SERVICES - PERMANENT					
20 CURRENT EXPENSES		102,013		103,731	
26 ORGANIZATIONAL DUES		34,000		34,000	
30 EQUIPMENT NEW/REPLACEMENT		600		600	
41 AUDIT FUND SET ASIDE		8,000		25,000	
46 CONSULTANTS		279		308	
50 PERSONAL SERVICE-TEMP/APPOINTE		2,000		2,000	
59 PART-TIME - BENEFITTED		39,515		39,515	
60 BENEFITS		29,153		29,153	
70 IN-STATE TRAVEL		51,555		52,190	
80 OUT-OF-STATE TRAVEL		2,500		2,500	
90 AQUATIC RESOURCES ED. CENTER		4,000		5,500	
TOTAL		285,615		20,000	
ESTIMATED SOURCE OF FUNDS FOR					314,497
AQUATIC RESOURCES EDUCATION					

----- FISCAL YEAR 2004 -----			----- FISCAL YEAR 2005 -----		
NB 0001	PAGE 205	06/03/03			
(CONT.)					
03 RESOURCE PROTECT'N & DEVELOP'T					
01 FISH AND GAME DEPARTMENT					
(CONT.)					
01 ADMINISTRATION AND SUPPORT					
(CONT.)					
04 CONSERVATION INFO & EDUCATION					
(CONT.)					
02 AQUATIC RESOURCES EDUCATION					
(CONT.)					
00 FEDERAL FUNDS					
FISH AND GAME FUNDS					
TOTAL					
			279,000	307,800	
			6,615	6,697	
			285,615	314,497	
03 RESOURCE PROTECT'N & DEVELOP'T					
01 FISH AND GAME DEPARTMENT					
(CONT.)					
01 ADMINISTRATION AND SUPPORT					
(CONT.)					
04 CONSERVATION INFO & EDUCATION					
(CONT.)					
03 HUNTER EDUCATION PROGRAM					
(CONT.)					
10 PERSONAL SERVICES - PERMANENT					
(CONT.)					
20 CURRENT EXPENSES					
(CONT.)					
26 ORGANIZATIONAL DUES					
(CONT.)					
30 EQUIPMENT NEW/REPLACEMENT					
(CONT.)					
41 AUDIT FUND SET ASIDE					
(CONT.)					
46 CONSULTANTS					
(CONT.)					
50 PERSONAL SERVICE-TEMP/APPOINTE					
(CONT.)					
59 PART-TIME - BENEFITTED					
(CONT.)					
60 BENEFITS					
(CONT.)					
70 IN-STATE TRAVEL					
(CONT.)					
80 OUT-OF STATE TRAVEL					
(CONT.)					
90 HOLDERNESS TRAINING AREA					
(CONT.)					
91 BEAR BROOK RANGE					
(CONT.)					
TOTAL					
			307,057	311,615	
ESTIMATED SOURCE OF FUNDS FOR					
HUNTER EDUCATION PROGRAM					
(CONT.)					
00 FEDERAL FUNDS					
(CONT.)					
FISH AND GAME FUNDS					
TOTAL					
			300,574	305,108	
			6,483	6,507	
			307,057	311,615	
03 RESOURCE PROTECT'N & DEVELOP'T					
01 FISH AND GAME DEPARTMENT					
(CONT.)					
01 ADMINISTRATION AND SUPPORT					
(CONT.)					
04 CONSERVATION INFO & EDUCATION					
(CONT.)					
04 TRAPPING EDUCATION PROGRAM					
(CONT.)					
90 TRAPPING EDUCATION EXPENSE					
(CONT.)					
TOTAL					
			1,000	1,000	
ESTIMATED SOURCE OF FUNDS FOR					
TRAPPING EDUCATION PROGRAM					
(CONT.)					
05 PRIVATE LOCAL FUNDS					
(CONT.)					
TOTAL					
			1,000	1,000	

----- FISCAL YEAR 2004 -----		----- FISCAL YEAR 2005 -----	
HB 0001	PAGE 206 06/03/03		
03 RESOURCE PROTECT'N & DEVELOP'T			
01 FISH AND GAME DEPARTMENT			
01 ADMINISTRATION AND SUPPORT			
04 CONSERVATION INFO & EDUCATION			
05 CONSERVATION EDUCATION			
10 PERSONAL SERVICES - PERMANENT			
20 CURRENT EXPENSES			
24 ORGANIZATIONAL DUES			
30 EQUIPMENT NEW/REPLACEMENT			
41 AUDIT FUND SET ASIDE			
50 PERSONAL SERVICE-TEMP/APPOINTEE			
59 PART-TIME - BENEFITTED			
60 BENEFITS			
70 IN-STATE TRAVEL			
80 OUT-OF-STATE TRAVEL			
90 VISITOR CENTERS			
91 EDUCATION			
93 BARRY CAMP			
94 WILDLIFE RECREATION PROGRAMS			
TOTAL	230,814	262,123	
ESTIMATED SOURCE OF FUNDS FOR			
CONSERVATION EDUCATION			
00 FEDERAL FUNDS			
FISH AND GAME FUNDS			
TOTAL	22,500	45,000	
	216,314	217,123	
	230,814	262,123	
03 RESOURCE PROTECT'N & DEVELOP'T			
01 FISH AND GAME DEPARTMENT			
01 ADMINISTRATION AND SUPPORT			
05 ACCESS AND ENGINEERING			
01 ADMIN/FACILITY CONST/MAINT			
10 PERSONAL SERVICES - PERMANENT			
18 OVERTIME			
20 CURRENT EXPENSES			
30 EQUIPMENT NEW/REPLACEMENT			
41 AUDIT FUND SET ASIDE			
47 OWN FORCES MAINT.-BUILD.&GRNDS			
48 CONTRACTUAL MAINT.-BUILD&GRNDS			
50 PERSONAL SERVICE-TEMP/APPOINTEE			
59 PART-TIME - BENEFITTED			
60 BENEFITS			
70 IN-STATE TRAVEL			
80 OUT-OF-STATE TRAVEL			
90 MECHANICS TOOL ALLOWANCE			
91 MATCHERY INITIATIVE			
92 REGIONAL OFFICE MAINTENANCE			
TOTAL	483,730	493,482	
ESTIMATED SOURCE OF FUNDS FOR			
ADMIN/FACILITY CONST/MAINT			
00 FEDERAL FUNDS			
	70,000	70,000	

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03 RESOURCE PROTECT'N & DEVELOP'T		(CONT.)			
01 FISH AND GAME DEPARTMENT		(CONT.)			
01 ADMINISTRATION AND SUPPORT		(CONT.)			
05 ACCESS AND ENGINEERING		(CONT.)			
01 ADMIN/FACILITY CONST/MAINT					
FISH AND GAME FUNDS					
TOTAL		413,730		423,482	
		483,730		493,482	
03 RESOURCE PROTECT'N & DEVELOP'T					
01 FISH AND GAME DEPARTMENT					
01 ADMINISTRATION AND SUPPORT					
05 ACCESS AND ENGINEERING					
02 PUBLIC ACCESS/LAND ACQUISITION					
10 PERSONAL SERVICES - PERMANENT		224,751		233,080	
20 CURRENT EXPENSES		4,800		4,800	
26 ORGANIZATIONAL DUES		500		500	
30 EQUIPMENT NEW/REPLACEMENT				25,000	
41 AUDIT FUND SET ASIDE		120		120	
49 TRANSFERS TO OTHER STATE AGENCIES		85,200		86,677	
50 PERSONAL SERVICE-TEMP/APPOINTE		4,000		4,000	
59 PART-TIME - BENEFITTED		54,205		55,442	
60 BENEFITS		103,520		107,441	
70 IN-STATE TRAVEL		1,750		1,750	
80 OUT-OF STATE TRAVEL		725		725	
91 LAND ACQUISITION		25,000		25,000	
TOTAL		504,571		545,565	
ESTIMATED SOURCE OF FUNDS FOR					
PUBLIC ACCESS/LAND ACQUISITION					
00 FEDERAL FUNDS		120,000		120,000	
09 AGENCY INCOME		203,344		210,772	
FISH AND GAME FUNDS		181,227		214,793	
TOTAL		504,571		545,565	
THE FUNDS IN THIS PAU SHALL NOT BE TRANSFERRED					
OR USED FOR ANY OTHER PURPOSE AND SHALL NOT					
LAPSE UNTIL JUNE 30, 2005.					
03 RESOURCE PROTECT'N & DEVELOP'T					
01 FISH AND GAME DEPARTMENT					
01 ADMINISTRATION AND SUPPORT					
05 ACCESS AND ENGINEERING					
03 STATEWIDE PUBLIC BOAT ACCESS					
18 OVERTIME		10,000		10,000	
20 CURRENT EXPENSES		30,000		30,000	
23 HEAT, ELECTRICITY & WATER		5,000		5,000	
26 ORGANIZATIONAL DUES		500		500	
30 EQUIPMENT NEW/REPLACEMENT		26,000		26,000	

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03 RESOURCE PROTECT'N & DEVELOP'T					(CONT.)			
01 FISH AND GAME DEPARTMENT					(CONT.)			
01 ADMINISTRATION AND SUPPORT					(CONT.)			
05 ACCESS AND ENGINEERING					(CONT.)			
03 STATEWIDE PUBLIC BOAT ACCESS					(CONT.)			
61 AUDIT FUND SET ASIDE					D	190		
66 CONSULTANTS					G	170,000	190	
47 OWN FORCES MAINT. - BUILD &GRNDS					G	66,500	170,000	
48 CONTRACTUAL MAINT. - BUILD&GRNDS						61,500	66,500	
50 PERSONAL SERVICE-TEMP/APPOINTEE						111,430	61,500	
60 BENEFITS						12,224	111,430	
70 IN-STATE TRAVEL						10,000	12,224	
80 OUT-OF STATE TRAVEL						4,000	10,000	
90 LAND ACQUISITION						200,000	4,000	
91 ACCESS FACILITY CONSTRUCTION						128,000	200,000	
92 ACCESS INITIATIVES						10,000	128,000	
93 REIMBURSEMENT						203,364	10,000	
94 ACCESS FACILITY GRANTS PROGRAM						100,000	210,772	
95 ADMINISTRATIVE CHARGE						46,142	100,000	
TOTAL						1,194,830	46,142	
ESTIMATED SOURCE OF FUNDS FOR							1,202,258	
STATEWIDE PUBLIC BOAT ACCESS								
00 FEDERAL FUNDS					I	190,000	190,000	
09 AGENCY INCOME						1,004,830	1,012,258	
TOTAL						1,194,830	1,202,258	
TOTAL						6,685,035	6,793,159	
ESTIMATED SOURCE OF FUNDS FOR								
ADMINISTRATION AND SUPPORT								
FEDERAL FUNDS						1,194,137	1,250,536	
FISH AND GAME FUNDS						4,141,724	4,178,593	
OTHER FUNDS						1,349,174	1,364,030	
TOTAL						6,685,035	6,793,159	
03 RESOURCE PROTECT'N & DEVELOP'T								
01 FISH AND GAME DEPARTMENT								
02 WILDLIFE PROGRAMS MGT DIV								
01 WILDLIFE DAMAGE ABATEMENT								
10 PERSONAL SERVICES - PERMANENT						42,411	43,398	
20 CURRENT EXPENSES						15,000	15,000	
26 ORGANIZATIONAL DUES						35	50	
60 BENEFITS						15,692	16,057	
70 IN-STATE TRAVEL						600	600	
90 NUISANCE WILDLIFE ABATEMENT						1,500	1,500	
TOTAL						75,238	76,605	
ESTIMATED SOURCE OF FUNDS FOR								
WILDLIFE DAMAGE ABATEMENT								

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(CONT.)								
03 RESOURCE PROTECT'N & DEVELOP'T								
01 FISH AND GAME DEPARTMENT								
02 WILDLIFE PROGRAMS MGT DIV								
03 WATERFOWL CONSERVATION								
(CONT.)								
94 ADMINISTRATIVE CHARGE								
TOTAL			3,100		3,100			
ESTIMATED SOURCE OF FUNDS FOR				122,520		124,620		
WATERFOWL CONSERVATION		I						
05 PRIVATE LOCAL FUNDS				122,520		124,620		
TOTAL				122,520		124,620		
03 RESOURCE PROTECT'N & DEVELOP'T								
01 FISH AND GAME DEPARTMENT								
02 WILDLIFE PROGRAMS MGT DIV								
04 MOOSE MANAGEMENT								
18 OVERTIME			18,000		18,000			
20 CURRENT EXPENSES			20,000		20,000			
30 EQUIPMENT NEW/REPLACEMENT			5,000		5,000			
60 BENEFITS			6,660		6,660			
70 IN-STATE TRAVEL			3,000		3,000			
80 OUT-OF STATE TRAVEL			2,500		2,500			
90 RESEARCH AND MANAGEMENT			100,000		100,000			
91 REIMBURSEMENT			105,625		105,625			
92 HABITAT PROGRAM			25,000		25,000			
94 ADMINISTRATIVE CHARGE			19,750		19,750			
TOTAL			305,535		305,535		305,535	
ESTIMATED SOURCE OF FUNDS FOR								
MOOSE MANAGEMENT		I		305,535		305,535		
07 AGENCY INCOME				305,535		305,535		
TOTAL				305,535		305,535		
03 RESOURCE PROTECT'N & DEVELOP'T								
01 FISH AND GAME DEPARTMENT								
02 WILDLIFE PROGRAMS MGT DIV								
05 BLACK BEAR MANAGEMENT								
18 OVERTIME			1,000		1,000			
20 CURRENT EXPENSES			10,000		10,000			
30 EQUIPMENT NEW/REPLACEMENT			2,000		2,000			
60 BENEFITS			370		370			
80 OUT-OF STATE TRAVEL			3,000		3,000			
90 RESEARCH AND MANAGEMENT			25,000		25,000			
91 REIMBURSEMENT			25,625		25,625			
92 HABITAT PROGRAM			10,000		10,000			
94 ADC REIMBURSEMENT			4,500		4,500			
95 ADMINISTRATIVE CHARGE			5,500		5,500			
TOTAL			86,995		86,995		86,995	

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(CONT.)						
03 RESOURCE PROTECT'N & DEVELOP'T						
01 FISH AND GAME DEPARTMENT						
02 WILDLIFE PROGRAMS MGT DIV						
05 BLACK BEAR MANAGEMENT						
(CONT.)						
ESTIMATED SOURCE OF FUNDS FOR						
BLACK BEAR MANAGEMENT						
07 AGENCY INCOME				86,995	86,995	86,995
TOTAL				86,995	86,995	86,995
(CONT.)						
03 RESOURCE PROTECT'N & DEVELOP'T						
01 FISH AND GAME DEPARTMENT						
02 WILDLIFE PROGRAMS MGT DIV						
06 WILD TURKEY MANAGEMENT						
(CONT.)						
20 CURRENT EXPENSES				7,500	7,500	7,500
30 EQUIPMENT NEW/REPLACEMENT				5,000	5,000	5,000
60 OUT-OF STATE TRAVEL				2,000	2,000	2,000
90 RESEARCH & MANAGEMENT				15,000	15,000	15,000
91 REIMBURSEMENT				16,750	16,750	16,750
92 HABITAT PROGRAM				25,000	25,000	25,000
94 ADMINISTRATIVE CHARGE				5,700	5,700	5,700
TOTAL				76,950	76,950	76,950
ESTIMATED SOURCE OF FUNDS FOR						
WILD TURKEY MANAGEMENT						
07 AGENCY INCOME				76,950	76,950	76,950
TOTAL				76,950	76,950	76,950
(CONT.)						
03 RESOURCE PROTECT'N & DEVELOP'T						
01 FISH AND GAME DEPARTMENT						
02 WILDLIFE PROGRAMS MGT DIV						
08 NON-GAME SPECIES MGT ACT						
(CONT.)						
20 CURRENT EXPENSES				35,000	35,000	35,000
41 AUDIT FUND SET ASIDE				441	441	441
50 PERSONAL SERVICE-TEMP/APPOINTEE				47,532	47,532	47,532
59 PART-TIME - BENEFITTED				303,986	315,180	315,180
60 BENEFITS				116,111	120,253	120,253
70 IN-STATE TRAVEL				1,000	1,000	1,000
80 OUT-OF STATE TRAVEL				2,500	3,000	3,000
90 NONGAME MANAGEMENT				150,000	150,000	150,000
93 REIMBURSEMENT				10,000	10,000	10,000
94 SECTION 6 END SPP				10,000	10,000	10,000
95 ADMINISTRATIVE CHARGE				4,500	4,500	4,500
96 CONCORD AIRPORT HABITAT				40,000	40,000	40,000
97 CONSERVATION PLATE FUNDS				100,000	100,000	100,000

FUNDING TO BE EXPENDED PURSUANT TO RSA 261:97-C.

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(CONT.)
(CONT.)
(CONT.)
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03 RESOURCE PROTECT'N & DEVELOP'T
01 FISH AND GAME DEPARTMENT
02 WILDLIFE PROGRAMS MGT DIV
08 NON-GAME SPECIES MNGT ACT

III AND VII.

836,922
456,723
64,199
114,000
152,000
50,000
836,922

821,070
440,879
64,191
114,000
152,000
50,000
821,070

TOTAL	ESTIMATED SOURCE OF FUNDS FOR
NON-GAME SPECIES MNGT ACT	
00 FEDERAL FUNDS	
05 PRIVATE LOCAL FUNDS	
06 AGENCY INCOME	
08 AGENCY INCOME	
09 AGENCY INCOME	
TOTAL	

03 RESOURCE PROTECT'N & DEVELOP'T
01 FISH AND GAME DEPARTMENT
02 WILDLIFE PROGRAMS MGT DIV
09 RAPTOR CONSERVATION ACCOUNT

100

100

90 RAPTORCONSERVATION ACCOUNT	
TOTAL	
ESTIMATED SOURCE OF FUNDS FOR	
RAPTOR CONSERVATION ACCOUNT	
03 REVOLVING FUNDS	
TOTAL	

100

100

100

03 RESOURCE PROTECT'N & DEVELOP'T
01 FISH AND GAME DEPARTMENT
02 WILDLIFE PROGRAMS MGT DIV
10 SUPERSPORT WILDLIFE

3,800
280

5,800
5,280

90 SUPERSPORT HUNTER EXPENSE
95 ADMINISTRATIVE CHARGE

4,080
4,080
4,080

4,080

TOTAL	ESTIMATED SOURCE OF FUNDS FOR
	SUPERSPORT WILDLIFE
	03 REVOLVING FUNDS
TOTAL	

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03 RESOURCE PROTECT'N & DEVELOP'T					
01 FISH AND GAME DEPARTMENT					
02 WILDLIFE PROGRAMS MGT DIV					
12 PHEASANT MANAGEMENT					
90 PHEASANT PURCHASES		100,000		100,000	
TOTAL					
ESTIMATED SOURCE OF FUNDS FOR		100,000		100,000	
PHEASANT MANAGEMENT					
07 AGENCY INCOME		100,000		100,000	
TOTAL		100,000		100,000	
I					
03 RESOURCE PROTECT'N & DEVELOP'T					
01 FISH AND GAME DEPARTMENT					
02 WILDLIFE PROGRAMS MGT DIV					
13 WILDLIFE HABITAT STAMP PROGRAM					
91 REIMBURSEMENT		12,500		12,500	
92 HABITAT ACCOUNT		169,003		169,003	
95 ADMINISTRATIVE CHARGE		14,200		14,200	
TOTAL					
ESTIMATED SOURCE OF FUNDS FOR		195,703		195,703	
WILDLIFE HABITAT STAMP PROGRAM					
08 AGENCY INCOME		195,703		195,703	
TOTAL		195,703		195,703	
I					
TOTAL					
ESTIMATED SOURCE OF FUNDS FOR		3,063,578		3,108,963	
WILDLIFE PROGRAMS MGT DIV					
FEDERAL FUNDS		1,151,240		1,140,785	
FISH AND GAME FUNDS		527,644		580,226	
OTHER FUNDS		1,384,694		1,387,952	
TOTAL		3,063,578		3,108,963	
03 RESOURCE PROTECT'N & DEVELOP'T					
01 FISH AND GAME DEPARTMENT					
03 INLAND FISHERIES DIVISION					
01 INLAND FISHERIES MANAGEMENT					
01 INLAND FISHERIES ADMINISTRN					
10 PERSONAL SERVICES - PERMANENT		451,068		441,232	
20 CURRENT EXPENSES		21,650		21,650	
30 EQUIPMENT NEW/REPLACEMENT		22,000		22,000	
41 AUDIT FUND SET ASIDE		376		460	
50 PERSONAL SERVICE-TEMP/APPOINTE		20,000		20,000	
59 PART-TIME - BENEFITTED		41,164		41,164	
60 BENEFITS		183,656		187,417	
70 IN-STATE TRAVEL		11,000		11,000	
TOTAL		451,068		441,232	
D					

		----- FISCAL YEAR 2004 -----		----- FISCAL YEAR 2005 -----	
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03 RESOURCE PROTECT'N & DEVELOP'T					
01 FISH AND GAME DEPARTMENT					
03 INLAND FISHERIES DIVISION					
01 INLAND FISHERIES MANAGEMENT					
01 INLAND FISHERIES ADMINSTRN					
80 OUT-OF STATE TRAVEL		3,500		3,500	
90 FISHERIES MANAGEMENT		5,500		5,500	
95 COOPERATIVE ANADROMOUS PROGRAM		6,000		6,000	
TOTAL		765,914		779,923	
ESTIMATED SOURCE OF FUNDS FOR					
INLAND FISHERIES ADMINSTRN					
00 FEDERAL FUNDS		330,824		414,705	
FISH AND GAME FUNDS		435,090		365,218	
TOTAL		765,914		779,923	
03 RESOURCE PROTECT'N & DEVELOP'T					
01 FISH AND GAME DEPARTMENT					
03 INLAND FISHERIES DIVISION					
01 INLAND FISHERIES MANAGEMENT					
02 HATCHERIES					
10 PERSONAL SERVICES - PERMANENT					
18 OVERTIME		857,974		878,588	
19 HOLIDAY PAY		114,652		114,652	
20 CURRENT EXPENSES		5,651		5,651	
25 HEAT, ELECTRICITY & WATER		92,000		93,000	
30 EQUIPMENT NEW/REPLACEMENT		200,000		202,000	
35 TRAVEL		80,000		80,000	
50 PERSONAL SERVICE-TEMP/APPOINTE		22,000		23,000	
60 BENEFITS		363,645		371,350	
70 IN-STATE TRAVEL		60,000		60,000	
80 OUT-OF STATE TRAVEL		1,000		1,000	
90 FISH FOOD AND HEALTH ANALYSIS		272,000		272,000	
91 AERIAL STOCKING		7,000		7,000	
92 FISH PURCHASE		5,000		5,000	
93 WASTE WATER MONITORING		17,000		20,000	
94 HATCHERY MAINTENANCE		35,000		35,000	
TOTAL		2,133,806		2,169,156	
ESTIMATED SOURCE OF FUNDS FOR					
HATCHERIES					
00 FEDERAL FUNDS		928,613		959,560	
FISH AND GAME FUNDS		1,205,193		1,209,596	
TOTAL		2,133,806		2,169,156	

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03 RESOURCE PROTECT'N & DEVELOP'T					
01 FISH AND GAME DEPARTMENT					
03 INLAND FISHERIES DIVISION					
01 INLAND FISHERIES MANAGEMENT					
03 BROOD ATLANTIC SALMN STAMPS/PR					
90 SALMON STAMPS EXPENSE					
95 ADMINISTRATIVE CHARGE					
TOTAL				15,500	15,500
ESTIMATED SOURCE OF FUNDS FOR				1,603	1,603
BROOD ATLANTIC SALMN STAMPS/PR					
07 AGENCY INCOME				17,103	17,103
TOTAL				17,103	17,103
03 RESOURCE PROTECT'N & DEVELOP'T					
01 FISH AND GAME DEPARTMENT					
03 INLAND FISHERIES DIVISION					
01 INLAND FISHERIES MANAGEMENT					
04 SALE OF FISH FOOD					
90 FISH FOOD EXPENSE					
95 ADMINISTRATIVE CHARGE					
TOTAL				3,000	3,000
ESTIMATED SOURCE OF FUNDS FOR				250	250
SALE OF FISH FOOD					
03 REVOLVING FUNDS				3,250	3,250
TOTAL				3,250	3,250
03 RESOURCE PROTECT'N & DEVELOP'T					
01 FISH AND GAME DEPARTMENT					
03 INLAND FISHERIES DIVISION					
01 INLAND FISHERIES MANAGEMENT					
05 SUPERSPORT FISHERIES					
90 SUPERSPORT FISHING EXPENSE					
95 ADMINISTRATIVE CHARGE					
TOTAL				2,000	2,000
ESTIMATED SOURCE OF FUNDS FOR				300	300
SUPERSPORT FISHERIES					
03 REVOLVING FUNDS				2,300	2,300
TOTAL				2,300	2,300

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03 RESOURCE PROTECT'N & DEVELOP'T						
01 FISH AND GAME DEPARTMENT						
03 INLAND FISHERIES DIVISION						
01 INLAND FISHERIES MANAGEMENT						
06 FISHERIES HABITAT						
90 CONTRACTUAL						
95 ADMINISTRATIVE CHARGE						
TOTAL					145,000	145,000
ESTIMATED SOURCE OF FUNDS FOR					12,700	12,700
FISHERIES HABITAT						
03 REVOLVING FUNDS					157,700	157,700
TOTAL					157,700	157,700
I						
TOTAL					3,080,073	3,129,432
ESTIMATED SOURCE OF FUNDS FOR					1,259,437	1,374,265
INLAND FISHERIES DIVISION					1,640,283	1,574,814
FEDERAL FUNDS					180,353	180,353
FISH AND GAME FUNDS					3,080,073	3,129,432
OTHER FUNDS						
TOTAL						
03 RESOURCE PROTECT'N & DEVELOP'T						
01 FISH AND GAME DEPARTMENT						
04 REGIONAL OFFICES						
01 REGION 1 - LANCASTER						
D						
10 PERSONAL SERVICES - PERMANENT					25,585	26,121
20 CURRENT EXPENSES					14,500	14,500
23 HEAT, ELECTRICITY & WATER					1,800	1,800
60 BENEFITS					9,466	9,665
TOTAL					51,351	52,086
ESTIMATED SOURCE OF FUNDS FOR						
REGION 1 - LANCASTER					51,351	52,086
FISH AND GAME FUNDS					51,351	52,086
TOTAL						
03 RESOURCE PROTECT'N & DEVELOP'T						
01 FISH AND GAME DEPARTMENT						
04 REGIONAL OFFICES						
02 REGION 2 - NEW HAMPTON						
D						
10 PERSONAL SERVICES - PERMANENT					25,385	26,121
20 CURRENT EXPENSES					12,800	12,800
23 HEAT, ELECTRICITY & WATER					6,500	6,500
60 BENEFITS					9,392	9,665
TOTAL					60,277	61,286

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(CONT.)					
03 RESOURCE PROTECT'N & DEVELOP'T					
01 FISH AND GAME DEPARTMENT					
04 REGIONAL OFFICES					
02 REGION 2 - NEW HAMPTON					
(CONT.)					
ESTIMATED SOURCE OF FUNDS FOR					
REGION 2 - NEW HAMPTON					
FISH AND GAME FUNDS					
TOTAL					
			60,277	61,286	
			60,277	61,286	
03 RESOURCE PROTECT'N & DEVELOP'T					
01 FISH AND GAME DEPARTMENT					
04 REGIONAL OFFICES					
03 REGION 3 - DURHAM					
(CONT.)					
ESTIMATED SOURCE OF FUNDS FOR					
REGION 3 - DURHAM					
FISH AND GAME FUNDS					
TOTAL					
			29,000	30,000	
			29,000	30,000	
			29,000	30,000	
03 RESOURCE PROTECT'N & DEVELOP'T					
01 FISH AND GAME DEPARTMENT					
04 REGIONAL OFFICES					
04 REGION 4 - KEENE					
(CONT.)					
ESTIMATED SOURCE OF FUNDS FOR					
REGION 4 - KEENE					
FISH AND GAME FUNDS					
TOTAL					
			51,077	51,812	
			51,077	51,812	
			51,077	51,812	
TOTAL					
ESTIMATED SOURCE OF FUNDS FOR					
REGIONAL OFFICES					
FISH AND GAME FUNDS					
TOTAL					
			191,705	195,184	
10 PERSONAL SERVICES - PERMANENT					
20 CURRENT EXPENSES					
23 HEAT, ELECTRICITY & WATER					
60 BENEFITS					
TOTAL					
			25,385	25,921	
			14,500	14,500	
			1,800	1,800	
			9,392	9,591	
ESTIMATED SOURCE OF FUNDS FOR					
REGION 4 - KEENE					
FISH AND GAME FUNDS					
TOTAL					
			51,077	51,812	
			51,077	51,812	
TOTAL					
ESTIMATED SOURCE OF FUNDS FOR					
REGIONAL OFFICES					
FISH AND GAME FUNDS					
TOTAL					
			191,705	195,184	
			191,705	195,184	
			191,705	195,184	

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03 RESOURCE PROTECT'N & DEVELOP'T								
01 FISH AND GAME DEPARTMENT								
05 LAW ENFORCEMENT DIVISION								
01 LAW ENFORCEMENT								
10 PERSONAL SERVICES - PERMANENT								
18 OVERTIME								
19 HOLIDAY PAY								
20 CURRENT EXPENSES								
26 ORGANIZATIONAL DUES								
30 EQUIPMENT NEW/REPLACEMENT								
41 AUDIT FUND SET ASIDE								
49 TRANSFRS TO OTHER STATE AGENCS								
50 PERSONAL SERVICE-TEMP/APPOINTE								
60 BENEFITS								
70 IN-STATE TRAVEL								
80 OUT-OF STATE TRAVEL								
91 JOINT ENFORCEMENT AGREEMENT-NOAA								
TOTAL								
ESTIMATED SOURCE OF FUNDS FOR								
LAW ENFORCEMENT								
00 FEDERAL FUNDS								
09 AGENCY INCOME								
FISH AND GAME FUNDS								
TOTAL								
03 RESOURCE PROTECT'N & DEVELOP'T								
01 FISH AND GAME DEPARTMENT								
05 LAW ENFORCEMENT DIVISION								
02 LAW ENFORCEMENT PROGRAMS								
01 DEPUTY CO PROGRAM								
41 AUDIT FUND SET ASIDE								
50 PERSONAL SERVICE-TEMP/APPOINTE								
60 BENEFITS								
TOTAL								
ESTIMATED SOURCE OF FUNDS FOR								
DEPUTY CO PROGRAM								
00 FEDERAL FUNDS								
FISH AND GAME FUNDS								
TOTAL								
2,260,571								
40,000								
70,000								
169,494								
350								
269,999								
305								
5,100								
13,000								
878,106								
160,500								
2,600								
150,000								
4,020,025								
3,951,313								
304,587								
488,688								
3,226,750								
4,020,025								
154,587								
489,810								
3,306,916								
3,951,313								
5								
45,000								
3,443								
48,458								
15,000								
33,458								
48,458								
48,448								
5,000								
43,448								
48,448								

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03 RESOURCE PROTECT'N & DEVELOP'T			
01 FISH AND GAME DEPARTMENT			
05 LAW ENFORCEMENT DIVISION			
02 LAW ENFORCEMENT PROGRAMS			
02 SEARCH & RESCUE			
0	150,000	150,000	
90 SEARCH & RESCUE/SPECIAL ACTIVITY	16,854	16,854	
91 ADMINISTRATIVE CHARGE			
TOTAL	166,854	166,854	
ESTIMATED SOURCE OF FUNDS FOR			
SEARCH & RESCUE			
09 AGENCY INCOME			
TOTAL	166,854	166,854	
03 RESOURCE PROTECT'N & DEVELOP'T			
01 FISH AND GAME DEPARTMENT			
05 LAW ENFORCEMENT DIVISION			
02 LAW ENFORCEMENT PROGRAMS			
03 OUTSIDE DETAIL			
90 OUTSIDE DETAIL	25,000	25,000	
TOTAL	25,000	25,000	
ESTIMATED SOURCE OF FUNDS FOR			
OUTSIDE DETAIL			
05 PRIVATE LOCAL FUNDS			
TOTAL	25,000	25,000	
03 RESOURCE PROTECT'N & DEVELOP'T			
01 FISH AND GAME DEPARTMENT			
05 LAW ENFORCEMENT DIVISION			
03 OFF-HIGHWAY RECREATION VEHICLE			
01 OHRV ENFORCEMENT			
90 TRANS TO LAW ENFORCEMENT	338,350	338,350	
91 OHRV PAYMENT - DREDGING	877,855	877,855	
92 SPECIAL OHRV REGISTRATION FEE	1,949,743	1,949,743	
93 OHRV PAYMENT TO EDUC. & TRAIL	505,450	505,450	
94 OHRV REG. PROG. OR CONTRACT	190,000	190,000	
95 TRAIL GROOMING FUND	300,000	300,000	
96 OHRV TRAIL EQUIPMENT	500,000	500,000	
97 TRAIL ACQUISITION FUND	63,770	63,770	
98 LAW ENFORCEMENT CONTRACTS	371,752	371,752	
TOTAL	5,096,920	5,096,920	
ESTIMATED SOURCE OF FUNDS FOR			
OHRV ENFORCEMENT			
09 AGENCY INCOME			
TOTAL	5,096,920	5,096,920	

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03 RESOURCE PROTECT'N & DEVELOP'T					
01 FISH AND GAME DEPARTMENT					
05 LAW ENFORCEMENT DIVISION					
03 OFF HIGHWAY RECREATION VEHICLE					
02 EDUCATION AND TRAINING					
10 PERSONAL SERVICES - PERMANENT					
18 OVERTIME		84,502		86,449	
19 HOLIDAY PAY		56,599		56,000	
20 CURRENT EXPENSES		2,000		2,000	
26 ORGANIZATIONAL		27,607		28,876	
36 ORGANIZATIONAL REPLACEMENT				30,000	
50 PERSONAL SERVICE-TEMP/APPOINTE		60,293		40,300	
60 BENEFITS		25,756		40,293	
70 IN-STATE TRAVEL		56,844		55,756	
80 OUT-OF-STATE TRAVEL		17,559		15,116	
90 LAW ENFORCEMENT CONTRACTS		2,400		14,170	
95 ADMINISTRATIVE CHARGE		371,752		2,400	
98 FILMS & BROCHURES		39,750		371,752	
TOTAL		7,573		39,750	
ESTIMATED SOURCE OF FUNDS FOR			730,735		730,735
EDUCATION AND TRAINING					
07 AGENCY INCOME			371,752		371,752
09 AGENCY INCOME			358,983		358,983
TOTAL			730,735		730,735
I					
TOTAL					
ESTIMATED SOURCE OF FUNDS FOR			10,087,992		10,019,270
LAW ENFORCEMENT DIVISION					
FEDERAL FUNDS			319,587		159,587
FISH AND GAME FUNDS			3,260,208		3,350,364
OTHER FUNDS			6,508,197		6,509,319
TOTAL			10,087,992		10,019,270
03 RESOURCE PROTECT'N & DEVELOP'T					
01 FISH AND GAME DEPARTMENT					
06 MARINE DIVISION					
01 MARINE					
10 PERSONAL SERVICES - PERMANENT					
20 CURRENT EXPENSES		206,052		210,788	
26 ORGANIZATIONAL		15,000		20,000	
36 ORGANIZATIONAL REPLACEMENT		15,000		16,000	
41 AUDIT FUND SET ASIDE				2,000	
50 PERSONAL SERVICE-TEMP/APPOINTE		741		2,470	
59 PART-TIME - BENEFITTED		77,000		77,000	
60 BENEFITS		67,899		69,245	
70 IN-STATE TRAVEL		107,253		109,504	
80 OUT-OF-STATE TRAVEL		5,500		2,500	
90 MONITORING EXPENSES		2,000		2,000	
TOTAL		16,000		18,000	
D					

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03 RESOURCE PROTECT'N & DEVELOP'T					(CONT.)			
01 FISH AND GAME DEPARTMENT					(CONT.)			
06 MARINE DIVISION					(CONT.)			
01 MARINE					(CONT.)			
91 ANADROMOUS FISH EXPENDITURES						60,000		
92 EMPLOYER POP. GREAT BAY						66,000		
93 LASTER MONITORING EXPENDITURE						19,500		
94 COASTAL COOP STATISTICAL PROG.						170,000		
96 ASMFC PROGRAM						2,000		
97 MARINE RESEARCH VESSEL						250,000		
98 AMERICAN SHAD PROJECT						40,680		
TOTAL						1,099,625		845,007
ESTIMATED SOURCE OF FUNDS FOR								
MARINE								
00 FEDERAL FUNDS						740,592		469,912
09 AGENCY INCOME						66,000		66,000
FISH AND GAME FUNDS						293,033		309,095
TOTAL						1,099,625		845,007
03 RESOURCE PROTECT'N & DEVELOP'T								
01 FISH AND GAME DEPARTMENT								
06 MARINE DIVISION								
02 ESTUARINE RESERVE								
10 PERSONAL SERVICES - PERMANENT						43,421		45,128
20 CURRENT EXPENSES						15,000		16,000
25 HEAT, ELECTRICITY & WATER					D	7,000		8,000
26 ORGANIZATIONAL DUES						1,000		1,000
30 EQUIPMENT NEW/REPLACEMENT					D	1,400		400
41 AUDIT FUND SET ASIDE						881		356
59 PAYROLLS - BENEFITED						143,735		148,083
70 BENEFITRE - BENEFITED						69,248		71,488
70 BENEFITRE - TRAVEL						500		500
80 OUT-OF-STATE TRAVEL						9,000		9,000
90 EDUCATION PROJECT						205,162		170,226
92 EDUCATION BARN PROJECT						500,000		
TOTAL						995,347		470,181
ESTIMATED SOURCE OF FUNDS FOR								
ESTUARINE RESERVE								
00 FEDERAL FUNDS						880,321		355,180
05 PRIVATE LOCAL FUNDS						10,219		10,219
FISH AND GAME FUNDS						104,807		104,782
TOTAL						995,347		470,181
TOTAL								
ESTIMATED SOURCE OF FUNDS FOR								
MARINE DIVISION								
FEDERAL FUNDS						2,094,972		1,315,188
TOTAL						1,620,913		825,092

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03 RESOURCE PROTECT'N & DEVELOP'T							
01 FISH AND GAME DEPARTMENT							
06 MARINE DIVISION							
FISH AND GAME FUNDS							
OTHER FUNDS							
TOTAL							
				397,840		413,877	
				76,219		76,219	
				2,094,972		1,315,188	
03 RESOURCE PROTECT'N & DEVELOP'T							
01 FISH AND GAME DEPARTMENT							
07 WORKER'S COMPENSATION							
90 WORKER COMPENSATION							
			D	140,000		140,000	
TOTAL							
ESTIMATED SOURCE OF FUNDS FOR							
WORKER'S COMPENSATION							
FISH AND GAME FUNDS							
TOTAL							
				140,000		140,000	
				140,000		140,000	
03 RESOURCE PROTECT'N & DEVELOP'T							
01 FISH AND GAME DEPARTMENT							
08 UNEMPLOYMENT COMPENSATION							
90 UNEMPLOYMENT COMPENSATION							
			D	4,200		4,200	
TOTAL							
ESTIMATED SOURCE OF FUNDS FOR							
UNEMPLOYMENT COMPENSATION							
FISH AND GAME FUNDS							
TOTAL							
				4,200		4,200	
				4,200		4,200	
TOTAL							
ESTIMATED SOURCE OF FUNDS FOR							
FISH AND GAME DEPARTMENT							
FEDERAL FUNDS							
FISH AND GAME FUNDS							
OTHER FUNDS							
TOTAL							
				25,347,555		24,705,396	
				5,545,314		4,750,265	
				19,308,404		10,437,258	
				9,496,637		9,517,873	
				25,347,555		24,705,396	

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03 RESOURCE PROTECT'N & DEVELOP'T					
02 COMMUNITY DEVELOPMENT FINANCE AUTHORITY					
01 COMMUNITY DEVELOPMENT BLOCK GRANT					
10 PERSONAL SERVICES - PERMANENT					
20 CURRENT EXPENSES	298,599	306,458			
22 RENT&LEASES OTHER THAN STATE	30,488	30,488			
26 ORGANIZATIONAL DUES	21,075	21,925			
30 EQUIPMENT NEW/REPLACEMENT	6,000	6,000			
40 INDIRECT COSTS	20,000	15,000			
41 AUDIT FUND SET ASIDE	6,035	6,035			
42 ADDITIONAL FRINGE BENEFITS	11,000	11,000			
50 CONSULTANTS	5,139	5,595			
50 PERSONAL SERVICE-TEMP/APPOINTE	65,000	65,000			
59 PART-TIME - BENEFITTED	11,266	11,266			
60 BENEFITS	43,062	43,062			
70 IN-STATE TRAVEL	127,277	130,184			
80 OUT-OF STATE TRAVEL	5,000	5,000			
90 SPECIAL PROJECTS	15,000	15,000			
92 PASS THROUGH FUNDS	15,000	15,000			
TOTAL	10,461,963	10,473,274			
ESTIMATED SOURCE OF FUNDS FOR					
COMMUNITY DEVELOPMENT BLOCK GRANT					
00 FEDERAL FUNDS	11,141,904	11,160,287			
GENERAL FUND					
TOTAL	11,141,904	11,160,287			
ESTIMATED SOURCE OF FUNDS FOR					
COMMUNITY DEVELOPMENT FINANCE AUTHORITY					
FEDERAL FUNDS	11,000,000	11,000,000			
GENERAL FUND	141,904	160,287			
TOTAL	11,141,904	11,160,287			
03 RESOURCE PROTECT'N & DEVELOP'T					
03 RESOURCES & ECONOMIC DEVELOP'T					
01 OFFICE OF THE COMMISSIONER					
01 ADMINISTRATION & SUPPORT					
10 PERSONAL SERVICES - PERMANENT					
11 SALARY OF COMMISSIONER	526,791	538,635			
20 CURRENT EXPENSES	96,462	96,462			
22 RENT&LEASES OTHER THAN STATE	29,171	29,240			
23 HEAT , ELECTRICITY & WATER	209,763	215,513			
50 PERSONAL SERVICE-TEMP/APPOINTE	7,995	8,060			
60 BENEFITS	12,038	12,126			
70 IN-STATE TRAVEL	231,525	235,914			
90 INFO TECH - COMM OFFICE	2,300	2,400			
		2,318			

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(CONT.)					
03 RESOURCE PROTECT'N & DEVELOP'T					
03 RESOURCES & ECONOMIC DEVELOP'T					
01 OFFICE OF THE COMMISSIONER					
03 SENIOR COMMUNITY SERVICE EMPLO					
(CONT.)					
(CONT.)					
(CONT.)					
TOTAL					
			22,306		22,306
03 RESOURCE PROTECT'N & DEVELOP'T					
03 RESOURCES & ECONOMIC DEVELOP'T					
01 OFFICE OF THE COMMISSIONER					
04 WORKER'S COMPENSATION					
			19,000	19,570	19,570
95 WORKERS COMPENSATION					
TOTAL					
ESTIMATED SOURCE OF FUNDS FOR					
WORKER'S COMPENSATION					
GENERAL FUND					
TOTAL					
			19,000	19,570	19,570
03 RESOURCE PROTECT'N & DEVELOP'T					
03 RESOURCES & ECONOMIC DEVELOP'T					
01 OFFICE OF THE COMMISSIONER					
05 UNEMPLOYMENT COMPENSATION					
			950	979	979
90 UNEMPLOYMENT COMPENSATION					
TOTAL					
ESTIMATED SOURCE OF FUNDS FOR					
UNEMPLOYMENT COMPENSATION					
GENERAL FUND					
TOTAL					
			950	979	979
03 RESOURCE PROTECT'N & DEVELOP'T					
03 RESOURCES & ECONOMIC DEVELOP'T					
01 OFFICE OF THE COMMISSIONER					
06 CONSERVATION PLATE FUNDS					
			104,500	104,500	
90 CONSERVATION PLATE FUNDS					
TOTAL					
			104,500	104,500	104,500
FUNDS TO BE EXPENDED PURSUANT TO					
RSA 261:97-C, IV AND VII.					
TOTAL					
ESTIMATED SOURCE OF FUNDS FOR					
CONSERVATION PLATE FUNDS					
08 AGENCY INCOME					
TOTAL					
			104,500	104,500	104,500
TOTAL					
			2,011,841		2,100,811

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03 RESOURCE PROTECT'N & DEVELOP'T						
03 RESOURCES & ECONOMIC DEVELOP'T						
01 OFFICE OF THE COMMISSIONER						
ESTIMATED SOURCE OF FUNDS FOR						
OFFICE OF THE COMMISSIONER						
FEDERAL FUNDS						
GENERAL FUND						
OTHER FUNDS						
TOTAL						
				22,306		22,306
				1,448,448		1,528,965
				541,087		549,540
				2,011,841		2,100,811
03 RESOURCE PROTECT'N & DEVELOP'T						
03 RESOURCES & ECONOMIC DEVELOP'T						
02 DIVISION OF ECONOMIC DEVELOPMT						
01 ECONOMIC DEVELOPMENT ADMIN						
10 PERSONAL SERVICES - PERMANENT						
11 SALARY OF DIRECTOR						
20 CURRENT EXPENSES						
22 ORGANIZATIONAL DUES						
22 ORGANIZATIONAL DUES OTHER THAN STATE						
30 EQUIPMENT NEW/REPLACEMENT						
60 BENEFITS						
70 IN-STATE TRAVEL						
80 OUT-OF STATE TRAVEL						
90 INFORMATION TECHNOLOGY						
91 PROFESSIONAL BUS ASSISTANCE						
92 SMALL BUSINESS COUNSELING						
TOTAL						
ESTIMATED SOURCE OF FUNDS FOR						
ECONOMIC DEVELOPMENT ADMIN						
GENERAL FUND						
TOTAL						
				154,410		158,892
				77,256		77,256
				34,250		33,990
				6,000		6,400
				1,000		1,000
				85,717		87,375
				2,790		2,990
				3,000		3,200
				3,400		3,400
				7,400		7,950
				280,000		280,000
				455,223		664,458
03 RESOURCE PROTECT'N & DEVELOP'T						
03 RESOURCES & ECONOMIC DEVELOP'T						
02 DIVISION OF ECONOMIC DEVELOPMT						
02 BUSINESS & INDUSTRIAL DEVELOPMENT						
10 PERSONAL SERVICES - PERMANENT						
20 CURRENT EXPENSES						
26 ORGANIZATIONAL DUES						
30 EQUIPMENT NEW/REPLACEMENT						
50 PERSONAL SERVICE-TEMP/APPOINTEE						
60 BENEFITS						
70 IN-STATE TRAVEL						
80 OUT-OF STATE TRAVEL						
90 PRINTING, BINDING AND ADV						
				476,564		488,888
				22,182		22,182
				1,200		1,200
				6,612		6,612
				176,835		181,395
				11,000		9,000
				72,851		110,305
				655,223		664,458
				655,223		664,458

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03 RESOURCE PROTECT'N & DEVELOP'T				(CONT.)		
03 RESOURCES & ECONOMIC DEVELOP'T				(CONT.)		
02 DIVISION OF ECONOMIC DEVELOP'T				(CONT.)		
02 BUSINESS & INDUSTRIAL DEVELOPM						
91 INFORMATION TECHNOLOGY					17,000	15,200
TOTAL						
ESTIMATED SOURCE OF FUNDS FOR					793,244	871,028
BUSINESS & INDUSTRIAL DEVELOPM						
GENERAL FUND						
TOTAL					793,244	871,028
03 RESOURCE PROTECT'N & DEVELOP'T						
03 RESOURCES & ECONOMIC DEVELOP'T						
02 DIVISION OF ECONOMIC DEVELOP'T						
03 INTERNATIONAL COMMERCE						
10 PERSONAL SERVICES - PERMANENT						328,050
20 CURRENT EXPENSES						54,260
22 RENT/LEASES OTHER THAN STATE						78,008
23 MEAT, ELECTRICITY & WATER						17,050
26 ORGANIZATIONAL DUES						2,200
30 EQUIPMENT NEW/REPLACEMENT						23,110
60 BENEFITS						121,378
70 IN-STATE TRAVEL						6,000
80 OUT-OF STATE TRAVEL						22,500
90 INFORMATION TECHNOLOGY						17,000
91 PROMOTION/CONTRACTS						171,205
94 INTERNATIONAL MARKETING						100,000
CLASS 80 OUT-OF STATE TRAVEL SHALL NOT LAPSE						
AND SHALL BE EXEMPT FROM ANY EXECUTIVE ORDER.						
TOTAL					934,036	940,761
ESTIMATED SOURCE OF FUNDS FOR						
INTERNATIONAL COMMERCE						
GENERAL FUND						
TOTAL					934,036	940,761
03 RESOURCE PROTECT'N & DEVELOP'T						
03 RESOURCES & ECONOMIC DEVELOP'T						
02 DIVISION OF ECONOMIC DEVELOP'T						
04 INDUSTRIAL RESEARCH CENTER						
90 INDUSTRIAL RESEARCH CENTER						
TOTAL					505,000	505,000
ESTIMATED SOURCE OF FUNDS FOR						
INDUSTRIAL RESEARCH CENTER						

----- FISCAL YEAR 2004 -----			----- FISCAL YEAR 2005 -----		
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(CONT.)					
(CONT.)					
(CONT.)					
(CONT.)					
D					
GENERAL FUND			505,000	505,000	505,000
TOTAL			505,000	505,000	505,000
03 RESOURCE PROTECT'N & DEVELOP'T					
03 RESOURCES & ECONOMIC DEVELOP'T					
02 DIVISION OF ECONOMIC DEVELOPMT					
04 INDUSTRIAL RESEARCH CENTER					
TOTAL			505,000	505,000	505,000
03 RESOURCE PROTECT'N & DEVELOP'T					
03 RESOURCES & ECONOMIC DEVELOP'T					
02 DIVISION OF ECONOMIC DEVELOPMT					
05 PROCUREMENT TECHNICAL ASSISTN					
10 PERSONAL SERVICES - PERMANENT			95,979	100,074	100,074
20 CURRENT EXPENSES			23,820	24,401	24,401
26 ORGANIZATIONAL DUES			1,050	1,050	1,050
30 EQUIPMENT NEW/REPLACEMENT			3,600	3,600	3,600
41 AUDIT FUND SET ASIDE			200	336	336
59 PART-TIME - BENEFITTED			34,515	70,551	70,551
60 BENEFITS			48,283	63,131	63,131
70 IN-STATE TRAVEL			3,086	3,086	3,086
80 OUT-OF STATE TRAVEL			7,780	7,780	7,780
90 PROMOTIONS & CONTRACTS			25,170	25,170	25,170
91 INFORMATION TECHNOLOGY			35,899	35,899	35,899
TOTAL			279,462	335,078	335,078
ESTIMATED SOURCE OF FUNDS FOR			279,462	335,078	335,078
PROCUREMENT TECHNICAL ASSISTN			279,462	335,078	335,078
00 FEDERAL FUNDS			279,462	335,078	335,078
TOTAL			279,462	335,078	335,078
03 RESOURCE PROTECT'N & DEVELOP'T					
03 RESOURCES & ECONOMIC DEVELOP'T					
02 DIVISION OF ECONOMIC DEVELOPMT					
06 TELECOMMUNICATIONS INITIATIVE					
90 TELECOMMUNICATIONS INITIATIVE			75,000		
TOTAL			75,000		
ESTIMATED SOURCE OF FUNDS FOR			75,000		
TELECOMMUNICATIONS INITIATIVE			75,000		
GENERAL FUND			75,000		
TOTAL			75,000		

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03 RESOURCE PROTECT'N & DEVELOP'T					
03 RESOURCES & ECONOMIC DEVELOP'T					
02 DIVISION OF ECONOMIC DEVELOP'T					
07 WORKFORCE INVESTMENT					
10 PERSONAL SERVICES - PERMANENT					
20 CURRENT EXPENSES		183,802		190,926	
40 INDIRECT COSTS		10,000		10,500	
41 AUDIT FUND SET ASIDE		16,265		16,861	
60 BENEFITS		279		290	
70 IN-STATE TRAVEL		68,007		70,643	
80 OUT-OF-STATE TRAVEL		10,000		10,000	
90 WORKFORCE INVESTMENT		4,500		4,500	
91 INFORMATION TECHNOLOGY		17,000		17,250	
TOTAL		316,353		6,500	
ESTIMATED SOURCE OF FUNDS FOR					
WORKFORCE INVESTMENT					
00 FEDERAL FUNDS		278,878			327,470
GENERAL FUND		37,475			289,095
TOTAL		316,353			38,375
03 RESOURCE PROTECT'N & DEVELOP'T					
03 RESOURCES & ECONOMIC DEVELOP'T					
02 DIVISION OF ECONOMIC DEVELOP'T					
09 ECONOMIC DEVELOPMENT RECYCLING					
10 PERSONAL SERVICES - PERMANENT					
60 BENEFITS		43,708		45,480	
TOTAL		16,172		16,828	
ESTIMATED SOURCE OF FUNDS FOR					
ECONOMIC DEVELOPMENT RECYCLING					
09 AGENCY INCOME		59,880			62,308
GENERAL FUND					
TOTAL					
03 RESOURCE PROTECT'N & DEVELOP'T					
03 RESOURCES & ECONOMIC DEVELOP'T					
02 DIVISION OF ECONOMIC DEVELOP'T					
10 INDUSTRIES OF THE FUTURE					
10 PERSONAL SERVICES - PERMANENT					
20 CURRENT EXPENSES		44,928		44,928	
42 ADDITIONAL FRINGE BENEFITS		800		800	
60 BENEFITS		2,606		2,606	
70 IN-STATE TRAVEL		16,623		16,623	
80 OUT-OF-STATE TRAVEL		1,273		1,273	
90 ICBNHE CONTRACT		3,500		3,500	
TOTAL		144,730		75,000	144,730

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03 RESOURCE PROTECT'N & DEVELOP'T
 03 RESOURCES & ECONOMIC DEVELOP'T
 02 DIVISION OF ECONOMIC DEVELOP'T
 10 INDUSTRIES OF THE FUTURE
 (CONT.)
 (CONT.)
 (CONT.)

----- FISCAL YEAR 2004 ----- FISCAL YEAR 2005 -----

ESTIMATED SOURCE OF FUNDS FOR
 INDUSTRIES OF THE FUTURE
 01 TRANSFERS FROM OTHER AGENCIES
 TOTAL

144,730
 144,730

TOTAL
 ESTIMATED SOURCE OF FUNDS FOR
 DIVISION OF ECONOMIC DEVELOP'T

3,762,928 3,850,833

FEDERAL FUNDS
 GENERAL FUND

558,340 624,173

184,610 3,039,422

3,762,928 3,850,833

03 RESOURCE PROTECT'N & DEVELOP'T
 03 RESOURCES & ECONOMIC DEVELOP'T
 03 DIVISION OF FORESTS AND LANDS
 01 FOREST ADMINISTRATION
 01 ADMINISTRATION & SUPPORT

10 PERSONAL SERVICES - PERMANENT
 11 SALARY OF EMPLOYEES
 20 CURRENT EXPENSES
 22 RENT/LEASES OTHER THAN STATE
 23 HEAT, ELECTRICITY & WATER
 26 ORGANIZATIONAL DUES
 40 INDIRECT COSTS
 41 AUDIT FUND SET ASIDE
 45 PERSONNEL SERVICES/NON BENEFIT
 60 BENEFITS
 70 IN-STATE TRAVEL
 90 AMERICA THE BEAUTIFUL

106,609 109,752
 77,256 77,256
 26,500 27,750
 6,500 6,500
 1,751 1,823
 6,500 6,500
 4,573 4,643
 79 79
 218,500 218,500
 68,030 69,193
 1,150 1,150
 8,440 8,535

TOTAL
 ESTIMATED SOURCE OF FUNDS FOR
 ADMINISTRATION & SUPPORT

526,138 531,713

00 FEDERAL FUNDS
 GENERAL FUND

78,325 80,040

526,138 531,713

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03 RESOURCE PROTECT'N & DEVELOP'T					
03 RESOURCES & ECONOMIC DEVELOP'T					
03 DIVISION OF FORESTS AND LANDS					
01 FOREST ADMINISTRATION					
02 FOREST RESOURCE PLANNING					
10 PERSONAL SERVICES - PERMANENT					
20 CURRENT EXPENSES					
60 BENEFITS					
70 IN-STATE TRAVEL					
80 OUT-OF-STATE TRAVEL					
90 PUBLICATIONS					
TOTAL			112,392		116,183
ESTIMATED SOURCE OF FUNDS FOR					
FOREST RESOURCE PLANNING					
00 FEDERAL FUNDS					
GENERAL FUND					
TOTAL			46,364		48,301
			66,028		67,882
			112,392		116,183
03 RESOURCE PROTECT'N & DEVELOP'T					
03 RESOURCES & ECONOMIC DEVELOP'T					
03 DIVISION OF FORESTS AND LANDS					
02 FOREST PROTECTION BUREAU					
01 FOREST PROTECTION					
10 PERSONAL SERVICES - PERMANENT					
20 CURRENT EXPENSES					
23 HEAT, ELECTRICITY & WATER					
26 ORGANIZATIONAL DUES					
40 INDIRECT COSTS					
41 AUDIT FUND SET ASIDE					
59 PART-TIME - BENEFITED					
60 BENEFITS					
70 IN-STATE TRAVEL					
97 PROFESSIONAL FEES & OTHER SV					
TOTAL			1,218,420		1,253,129
ESTIMATED SOURCE OF FUNDS FOR					
FOREST PROTECTION					
00 FEDERAL FUNDS					
GENERAL FUND					
TOTAL			78,000		78,000
			1,140,420		1,175,129
			1,218,420		1,253,129
03 RESOURCE PROTECT'N & DEVELOP'T					
03 RESOURCES & ECONOMIC DEVELOP'T					
03 DIVISION OF FORESTS AND LANDS					
02 FOREST PROTECTION BUREAU					
02 INSECT & DISEASE					
10 PERSONAL SERVICES - PERMANENT					
20 CURRENT EXPENSES					
40 INDIRECT COSTS					
41 AUDIT FUND SET ASIDE					
TOTAL			46,073		47,176
			5,671		5,671
			1,143		1,143
			20		20

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03 RESOURCE PROTECT'N & DEVELOP'T				(CONT.)		
03 RESOURCES & ECONOMIC DEVELOP'T				(CONT.)		
03 DIVISION OF FORESTS AND LANDS				(CONT.)		
02 FOREST PROTECTION BUREAU				(CONT.)		
02 INSECT & DISEASE						
50 PERSONAL SERVICE-TEMP/APPOINTE						
60 BENEFITS				711		5,421
70 IN-STATE TRAVEL				17,100		17,870
				560		560
TOTAL					71,279	77,861
ESTIMATED SOURCE OF FUNDS FOR						
INSECT & DISEASE						
00 FEDERAL FUNDS					42,503	44,014
GENERAL FUND					28,776	33,847
TOTAL					71,279	77,861
03 RESOURCE PROTECT'N & DEVELOP'T						
03 RESOURCES & ECONOMIC DEVELOP'T						
03 DIVISION OF FORESTS AND LANDS						
02 FOREST PROTECTION BUREAU						
03 FOREST HEALTH MONITORING						
10 PERSONAL SERVICES - PERMANENT						
20 CURRENT EXPENSES				38,355		38,355
40 INDIRECT COSTS				1,191		1,191
41 AUDIT FUND SET ASIDE				4,570		4,570
60 BENEFITS				42		42
70 IN-STATE TRAVEL				14,191		14,191
80 OUT-OF-STATE TRAVEL				500		500
91 INFORMATION TECHNOLOGY				2,600		2,600
				800		800
TOTAL					62,249	62,249
ESTIMATED SOURCE OF FUNDS FOR						
FOREST HEALTH MONITORING						
00 FEDERAL FUNDS					41,977	41,977
01 TRANSFERS FROM OTHER AGENCIES					20,272	20,272
TOTAL					62,249	62,249
03 RESOURCE PROTECT'N & DEVELOP'T						
03 RESOURCES & ECONOMIC DEVELOP'T						
03 DIVISION OF FORESTS AND LANDS						
02 FOREST PROTECTION BUREAU						
04 PLOT MANAGEMENT						
30 EQUIPMENT NEW/REPLACEMENT						
40 INDIRECT COSTS				397		397
41 AUDIT FUND SET ASIDE				1,996		1,996
49 TRANSFRS TO OTHER STATE AGENCS				23		23
				20,272		20,272
TOTAL					22,688	22,688
ESTIMATED SOURCE OF FUNDS FOR						
PLOT MANAGEMENT						
00 FEDERAL FUNDS					22,688	22,688

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03 RESOURCE PROTECT'N & DEVELOP'T					
(CONT.)					
03 RESOURCES & ECONOMIC DEVELOP'T					
(CONT.)					
03 DIVISION OF FORESTS AND LANDS					
(CONT.)					
02 FOREST PROTECTION BUREAU					
(CONT.)					
04 PLOT MANAGEMENT					
TOTAL					
		22,688		22,688	
03 RESOURCE PROTECT'N & DEVELOP'T					
(CONT.)					
03 RESOURCES & ECONOMIC DEVELOP'T					
(CONT.)					
03 DIVISION OF FORESTS AND LANDS					
02 FOREST PROTECTION BUREAU					
05 STATE FIRE ASSISTANCE					
30 EQUIPMENT NEW/REPLACEMENT					
E		500		500	
D		6,448		248	
		112		5	
		2,500		2,500	
		1,000		1,000	
		100,000			
TOTAL					
		110,560		4,253	
ESTIMATED SOURCE OF FUNDS FOR					
STATE FIRE ASSISTANCE					
00 FEDERAL FUNDS					
TOTAL					
		110,560		4,253	
		110,560		4,253	
03 RESOURCE PROTECT'N & DEVELOP'T					
(CONT.)					
03 RESOURCES & ECONOMIC DEVELOP'T					
(CONT.)					
03 DIVISION OF FORESTS AND LANDS					
02 FOREST PROTECTION BUREAU					
06 VOLUNTEER FIRE ASSISTANCE					
D		30		30	
		29,602		29,602	
TOTAL					
		29,632		29,632	
ESTIMATED SOURCE OF FUNDS FOR					
VOLUNTEER FIRE ASSISTANCE					
00 FEDERAL FUNDS					
TOTAL					
		29,632		29,632	
		29,632		29,632	
03 RESOURCE PROTECT'N & DEVELOP'T					
(CONT.)					
03 RESOURCES & ECONOMIC DEVELOP'T					
(CONT.)					
03 DIVISION OF FORESTS AND LANDS					
03 COMMUNITY FORESTRY BUREAU					
01 COMMUNITY FORESTRY					
10 PERSONAL SERVICES - PERMANENT					
		87,724		90,560	
E		500		500	
D		3,130		3,261	
		54		56	
		32,458		33,470	
		50		50	
40 IN-STATE TRAVEL					

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(CONT.)					
(CONT.)					
(CONT.)					
(CONT.)					
(CONT.)					
I					
TOTAL					
ESTIMATED SOURCE OF FUNDS FOR				123,916	127,797
COMMUNITY FORESTRY					
01 FEDERAL FUNDS				53,422	55,862
01 TRANSFERS FROM OTHER AGENCIES				70,294	71,935
TOTAL				123,916	127,797
03 RESOURCE PROTECT'N & DEVELOP'T					
03 RESOURCES & ECONOMIC DEVELOP'T					
03 DIVISION OF FORESTS AND LANDS					
03 COMMUNITY FORESTRY BUREAU					
02 TAYLOR MILL					
47 OWN FORCES MAINT.-BUILD.&GRNDS					
TOTAL				2,500	2,500
ESTIMATED SOURCE OF FUNDS FOR				2,500	2,500
TAYLOR MILL					
GENERAL FUND				2,500	2,500
TOTAL				2,500	2,500
03 RESOURCE PROTECT'N & DEVELOP'T					
03 RESOURCES & ECONOMIC DEVELOP'T					
03 DIVISION OF FORESTS AND LANDS					
03 COMMUNITY FORESTRY BUREAU					
03 STONE ESTATE TRUST FUNDS					
10 PERSONAL SERVICES - PERMANENT					
20 CURRENT EXPENSES				75,529	78,678
23 TRAIL, ELECTRICITY & WATER				19,000	19,000
23 TRAIL, ELECTRICITY & WATER				10,000	10,000
50 PERSONAL SERVICES - TEMP/APPOINTE				70,294	71,935
20 BENEFITS				8,000	8,000
70 IN-STATE TRAVEL				28,256	29,723
90 COMMUNITY FORESTRY				1,500	1,500
91 FACILITY IMPROVEMENTS				4,000	2,000
92 INFORMATION TECHNOLOGY				3,790	2,065
TOTAL				1,000	1,000
ESTIMATED SOURCE OF FUNDS FOR				221,672	223,901
STONE ESTATE TRUST FUNDS					
05 PRIVATE LOCAL FUNDS				221,672	223,901
TOTAL				221,672	223,901
I					

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03 RESOURCE PROTECT'N & DEVELOP'T				
03 RESOURCES & ECONOMIC DEVELOP'T				
03 DIVISION OF FORESTS AND LANDS				
03 COMMUNITY FORESTRY BUREAU				
04 SHIELING TRUST FUNDS				
20 CURRENT EXPENSES		4,970		4,970
23 HEAT, ELECTRICITY & WATER	D	3,000		3,000
70 IN-STATE TRAVEL		500		500
90 STEWARDSHIP		3,270		3,270
91 BLDG REPAIRS		2,560		2,560
TOTAL			15,000	15,000
ESTIMATED SOURCE OF FUNDS FOR				
SHIELING TRUST FUNDS				
05 PRIVATE LOCAL FUNDS	I		15,000	15,000
TOTAL			15,000	15,000
03 RESOURCE PROTECT'N & DEVELOP'T				
03 RESOURCES & ECONOMIC DEVELOP'T				
03 DIVISION OF FORESTS AND LANDS				
04 FOREST MANAGEMENT BUREAU				
01 FOREST MANAGEMENT				
10 PERSONAL SERVICES - PERMANENT		298,896		306,644
20 CURRENT EXPENSES		10,342		10,342
49 TRANSFRS TO OTHER STATE AGENCIES		12,230		12,493
60 BENEFITS		110,592		113,458
70 IN-STATE TRAVEL		2,781		2,864
TOTAL			434,841	445,801
ESTIMATED SOURCE OF FUNDS FOR				
FOREST MANAGEMENT				
GENERAL FUND	D		434,841	445,801
TOTAL			434,841	445,801
03 RESOURCE PROTECT'N & DEVELOP'T				
03 RESOURCES & ECONOMIC DEVELOP'T				
03 DIVISION OF FORESTS AND LANDS				
04 FOREST MANAGEMENT BUREAU				
02 NURSERY				
10 PERSONAL SERVICES - PERMANENT		101,406		104,465
20 CURRENT EXPENSES		25,836		25,536
23 HEAT, ELECTRICITY & WATER	D	6,750		6,750
40 INDIRECT COSTS	E	584		584
41 AUDIT FUND SET ASIDE		10		10
50 PERSONAL SERVICE-TEMP/APPOINTEE	D	11,375		11,375
60 BENEFITS		38,390		39,522
70 IN-STATE TRAVEL		200		200
TOTAL			184,251	188,462
ESTIMATED SOURCE OF FUNDS FOR				
NURSERY				

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03 RESOURCE PROTECT'N & DEVELOP'T					
03 RESOURCES & ECONOMIC DEVELOP'T					
03 DIVISION OF FORESTS AND LANDS					
04 FOREST MANAGEMENT BUREAU					
02 NURSERY					
80 FEDERAL FUNDS					
81 TRANSFERS FROM OTHER AGENCIES					
GENERAL FUND					
TOTAL				10,000	10,000
				30,348	30,348
				143,903	148,094
				184,251	188,442
03 RESOURCE PROTECT'N & DEVELOP'T					
03 RESOURCES & ECONOMIC DEVELOP'T					
03 DIVISION OF FORESTS AND LANDS					
04 FOREST MANAGEMENT BUREAU					
03 FORESTRY & WILDLIFE PROJECT					
10 PERSONAL SERVICES - PERMANENT					
20 CURRENT EXPENSES					
70 BENEFITS					
70 IN-STATE TRAVEL					
TOTAL				69,222	70,761
				1,500	1,500
				25,612	26,182
				1,500	1,500
				97,834	99,943
ESTIMATED SOURCE OF FUNDS FOR					
FORESTRY & WILDLIFE PROJECT					
01 TRANSFERS FROM OTHER AGENCIES					
09 AGENCY INCOME					
TOTAL				85,606	87,450
				12,228	12,493
				97,834	99,943
03 RESOURCE PROTECT'N & DEVELOP'T					
03 RESOURCES & ECONOMIC DEVELOP'T					
03 DIVISION OF FORESTS AND LANDS					
04 FOREST MANAGEMENT BUREAU					
04 MANAGEMENT AND PROTECTION FUND					
10 PERSONAL SERVICES - PERMANENT					
20 CURRENT EXPENSES					
70 BENEFITS					
70 IN-STATE TRAVEL					
80 OUT-OF-STATE TRAVEL					
90 SPECIAL DEPUTY TRAINING					
91 FOREST ACCESS					
92 BOUNDARY LINES					
93 FOREST HEALTH & PROTECTION					
94 INFORMATION TECHNOLOGY					
95 WILDLIFE HABITAT					
96 FOR. LAW ENFORCEMENT					
97 SITE MGT. & MONITORING					
98 TIMBER SALE PILOT					
99 INFESTATION ERADICATION					
TOTAL				102,179	106,497
				17,850	17,850
				30,348	30,348
				28,065	28,065
				35,035	37,507
				60,316	62,829
				1,100	1,400
				7,400	7,800
				1,800	1,800
				7,000	7,000
				103,500	106,497
				34,000	34,000
				30,000	30,000
				22,000	22,000
				21,500	21,500
				20,000	20,000
				15,000	15,000
				4,000	4,000
				54,000	54,000
				613,693	596,296

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03 RESOURCE PROTECT'N & DEVELOP'T				(CONT.)		
03 RESOURCES & ECONOMIC DEVELOP'T				(CONT.)		
03 DIVISION OF FORESTS AND LANDS				(CONT.)		
04 FOREST MANAGMENT BUREAU				(CONT.)		
04 MANAGEMENT AND PROTECTION FUND				(CONT.)		
ESTIMATED SOURCE OF FUNDS FOR						
MANAGEMENT AND PROTECTION FUND						
09 AGENCY INCOME					613,693	596,296
TOTAL					613,693	596,296
03 RESOURCE PROTECT'N & DEVELOP'T						
03 RESOURCES & ECONOMIC DEVELOP'T						
03 DIVISION OF FORESTS AND LANDS						
04 FOREST MANAGMENT BUREAU						
05 FOX FOREST TRUST FUNDS						
20 CURRENT EXPENSES						
23 HEAT/ELECTRICITY & WATER				12,400		12,800
30 EQUIPMENT PUR/REPLACEMENT				5,250		5,500
50 PERSONAL SERVICE-TEMP/APPOINTE				24,000		
60 BENEFITS				33,100		34,752
70-IN-STATE TRAVEL				2,532		2,659
80 OUT-OF STATE TRAVEL				1,050		1,050
90 BUILDING OPERATIONS				1,575		1,650
				14,500		11,025
TOTAL					94,407	69,436
ESTIMATED SOURCE OF FUNDS FOR						
FOX FOREST TRUST FUNDS						
05 PRIVATE LOCAL FUNDS					94,407	69,436
TOTAL					94,407	69,436
03 RESOURCE PROTECT'N & DEVELOP'T						
03 RESOURCES & ECONOMIC DEVELOP'T						
03 DIVISION OF FORESTS AND LANDS						
05 LAND MANAGEMENT BUREAU						
10 PERSONAL SERVICES - PERMANENT						
20 CURRENT EXPENSES				167,613		172,309
60 BENEFITS				3,594		3,594
70 IN-STATE TRAVEL				62,017		63,754
				60		60
TOTAL					233,284	239,717
ESTIMATED SOURCE OF FUNDS FOR						
LAND MANAGEMENT BUREAU						
GENERAL FUND					233,284	239,717
TOTAL					233,284	239,717

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03 RESOURCE PROTECT'N & DEVELOP'T					
03 RESOURCES & ECONOMIC DEVELOP'T					
03 DIVISION OF FORESTS AND LANDS					
06 NATURAL HERITAGE INV BUREAU					
10 PERSONAL SERVICES - PERMANENT					
20 CURRENT EXPENSES	79,738			82,540	
60 BENEFITS	2,136			2,136	
70 IN-STATE TRAVEL	29,503			30,540	
	1,500			1,500	
TOTAL		112,877		116,716	
ESTIMATED SOURCE OF FUNDS FOR					
NATURAL HERITAGE INV BUREAU					
GENERAL FUND		112,877		116,716	
TOTAL		112,877		116,716	
TOTAL					
ESTIMATED SOURCE OF FUNDS FOR					
DIVISION OF FORESTS AND LANDS					
FEDERAL FUNDS			513,671	416,767	
GENERAL FUND			2,610,442	2,681,359	
OTHER FUNDS			1,163,520	1,121,131	
TOTAL			4,287,633	4,223,257	
03 RESOURCE PROTECT'N & DEVELOP'T					
03 RESOURCES & ECONOMIC DEVELOP'T					
04 DIV. OF PARKS AND RECREATION					
01 PARKS ADMINISTRATION					
10 PERSONAL SERVICES - PERMANENT					
11 SALARY OF DIRECTOR	539,156			556,670	
20 CURRENT EXPENSES	78,056			78,256	
22 RENT&LEASES OTHER THAN STATE	47,050			47,050	
26 ORGANIZATIONAL DUES	9,800			9,800	
60 BENEFITS	9,800			9,800	
70 IN-STATE TRAVEL	228,369			234,923	
80 OUT-OF STATE TRAVEL	3,500			3,500	
92 PUBLIC INFO BROCHURES & SCHOOL	10,000			10,000	
93 TELECOMMUNICATIONS	30,500			30,500	
94 INFORMATION TECHNOLOGY	2,500			2,500	
	11,184			11,184	
TOTAL		969,915		994,183	
ESTIMATED SOURCE OF FUNDS FOR					
PARKS ADMINISTRATION					
09 AGENCY INCOME		969,915		994,183	
TOTAL		969,915		994,183	

HB 0001 PAGE 239 06/03/03		----- FISCAL YEAR 2004 -----		----- FISCAL YEAR 2005 -----	
03 RESOURCE PROTECT'N & DEVELOP'T					
03 RESOURCES & ECONOMIC DEVELOP'T					
04 DIV. OF PARKS AND RECREATION					
02 BUREAU OF PARKS OPERATIONS					
01 SERVICE PARKS					
10 PERSONAL SERVICES - PERMANENT					
19 HOLIDAY PAY	618,732			639,257	
20 CURRENT EXPENSES	30,000			30,000	
23 HEAT, ELECTRICITY & WATER	835,000			835,000	
30 EQUIPMENT NEW/REPLACEMENT	330,000			330,000	
44 DEBT SERVICE (OTHER AGENCIES)	99,950			99,950	
47 OWN SERVICES MAINT.-BUILD&GRNDS	61,163			59,520	
48 CONTRACTUAL MAINT.-BUILD&GRNDS	65,000			65,000	
50 PERSONAL SERVICE-TEMP/APPOINTE	20,000			20,000	
59 PART-TIME - BENEFITTED	1,581,880			1,581,880	
60 BENEFITS	296,290			296,290	
70 IN-STATE TRAVEL	470,672			478,266	
80 OUT-OF-STATE TRAVEL	2,000			2,000	
90 SEACOAST SCIENCE CENTER	3,000			3,000	
92 MARKETING PROGRAM	66,200			66,200	
93 INFORMATION TECHNOLOGY	75,000			75,000	
95 AMERICORPS	12,000			12,000	
96 ROAD MAINTENANCE	110,000			110,000	
97 OLD MAN 200TH ANNIVERSARY	50,000			50,000	
TOTAL	20,000			20,000	
ESTIMATED SOURCE OF FUNDS FOR		4,746,887			4,773,363
SERVICE PARKS					
09 AGENCY INCOME		4,746,887			4,773,363
TOTAL		4,746,887			4,773,363
03 RESOURCE PROTECT'N & DEVELOP'T					
03 RESOURCES & ECONOMIC DEVELOP'T					
04 DIV. OF PARKS AND RECREATION					
02 BUREAU OF PARKS OPERATIONS					
02 HAMPTON METERS					
19 HOLIDAY PAY	3,000			3,000	
20 CURRENT EXPENSES	18,000			18,000	
23 HEAT, ELECTRICITY & WATER	5,000			5,000	
30 EQUIPMENT NEW/REPLACEMENT	12,597				
44 DEBT SERVICE (OTHER AGENCIES)	224,274			215,890	
48 CONTRACTUAL MAINT.-BUILD&GRNDS	50,000			50,000	
50 PERSONAL SERVICE-TEMP/APPOINTE	143,165			143,165	
60 BENEFITS	12,062			12,062	
TOTAL		468,098			447,117
ESTIMATED SOURCE OF FUNDS FOR					
HAMPTON METERS					
06 AGENCY INCOME		468,098			447,117
TOTAL		468,098			447,117

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03 RESOURCE PROTECT'N & DEVELOP'T					
03 RESOURCES & ECONOMIC DEVELOP'T					
04 DIV. OF PARKS AND RECREATION					
04 CANNON MOUNTAIN					
10 PERSONAL SERVICES - PERMANENT					
11 PERSONAL SERVICES-UNCLASSIFIED	546,431	564,782			
19 HOLIDAY PAY	63,976	63,976			
20 CURRENT EXPENSES	21,500	22,000			
22 RENT&LEASES OTHER THAN STATE	279,550	294,350			
23 HEAT, ELECTRICITY & WATER	198,000	207,500			
24 MAINT. OTHER THAN BUILDO. & GRNDS	668,000	719,000			
26 ORGANIZATIONAL DUES	20,000	17,000			
30 EQUIPMENT NEW/REPLACEMENT	13,000	13,000			
36 PMR FORCES MAINT.-BUILDO.&GRNDS	87,326	85,906			
57 PERSONAL SERVICE-TEMP/APPOINTEE	60,000	60,000			
59 PART-TIME - BENEFITTED	542,297	547,304			
70 BENEFITS	294,200	305,956			
76 IN-STATE TRAVEL	384,145	395,853			
80 OUT-STATE TRAVEL	1,100	1,200			
90 SNOWMAKING	12,600	13,600			
91 INSURANCE (LIABILITY)	141,900	99,600			
92 CANNON-PROMOTION MARKETING	45,000	45,000			
93 WORKERS COMP	290,000	299,800			
94 UNEMPLOYMENT COMP	30,000	90,000			
95 INFORMATION TECHNOLOGY	3,400	30,000			
TOTAL	3,798,425	3,888,927			
ESTIMATED SOURCE OF FUNDS FOR					
CANNON MOUNTAIN					
09 AGENCY INCOME	3,798,425	3,888,927			
TOTAL	3,798,425	3,888,927			
03 RESOURCE PROTECT'N & DEVELOP'T					
03 RESOURCES & ECONOMIC DEVELOP'T					
04 DIV. OF PARKS AND RECREATION					
05 WORKER'S COMPENSATION					
95 WORKERS COMPENSATION					
TOTAL	86,000	86,000			
ESTIMATED SOURCE OF FUNDS FOR					
WORKER'S COMPENSATION					
09 AGENCY INCOME	86,000	86,000			
TOTAL	86,000	86,000			

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03 RESOURCE PROTECT'N & DEVELOP'T					
03 RESOURCES & ECONOMIC DEVELOP'T					
04 DIV. OF PARKS AND RECREATION					
06 UNEMPLOYMENT COMPENSATION					
90 UNEMPLOYMENT COMPENSATION					
TOTAL		46,000		46,000	
ESTIMATED SOURCE OF FUNDS FOR					
UNEMPLOYMENT COMPENSATION					
09 AGENCY INCOME		46,000		46,000	
TOTAL		46,000		46,000	
TOTAL					
ESTIMATED SOURCE OF FUNDS FOR		13,555,972		13,676,236	
DIV. OF PARKS AND RECREATION					
OTHER FUNDS					
TOTAL		13,555,972		13,676,236	
TOTAL		13,555,972		13,676,236	
03 RESOURCE PROTECT'N & DEVELOP'T					
03 RESOURCES & ECONOMIC DEVELOP'T					
05 DIVISION OF TRAVEL & TOURISM					
10 PERSONAL SERVICES - PERMANENT					
11 PERSONAL SERVICES-UNCLASSIFIED		336,574		346,366	
20 CURRENT EXPENSES		77,655		77,655	
22 RENT&LEASES OTHER THAN STATE		393,000		393,000	
26 ORGANIZATIONAL DUES		49,000		49,000	
30 EQUIPMENT NEW/REPLACEMENT		16,595		16,595	
60 BENEFITS		500		500	
70 IN-STATE TRAVEL		153,264		156,887	
80 OUT-OF STATE TRAVEL		3,000		3,000	
90 PRINTING ADV AND PROMOTION		15,000		15,000	
91 INFORMATION TECHNOLOGY		1,573,702		1,590,515	
93 JOINT PROMOTIONAL ADVERTISING		32,100		42,100	
94 INTERNATIONAL TOURISM		552,900		570,360	
95 TRAVEL TOURISM DEVELOPMT FUND		210,000		210,000	
TOTAL		1,775,583		1,893,013	

* AN AMOUNT NOT EXCEEDING 10% OF THE TOTAL APPROPRIATION MAY BE TRANSFERRED TO CLASS 94, INTERNATIONAL TOURISM, WITH THE APPROVAL OF THE FISCAL COMMITTEE AND GOVERNOR AND COUNCIL.

** AN AMOUNT NOT EXCEEDING 20% OF THE TOTAL APPROPRIATION MAY BE TRANSFERRED TO PRINTING AND ADVERTISING WITH THE APPROVAL OF FISCAL

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(CONT.)					
03 RESOURCE PROTECT'N & DEVELOP'T					
03 RESOURCES & ECONOMIC DEVELOP'T					
05 DIVISION OF TRAVEL & TOURISM					
(CONT.)					
(CONT.)					
(CONT.)					
COMMITTEE AND GOVERNOR AND COUNCIL.					
TOTAL		5,188,873		5,363,991	
ESTIMATED SOURCE OF FUNDS FOR					
DIVISION OF TRAVEL & TOURISM					
GENERAL FUND		5,188,873		5,363,991	
TOTAL		5,188,873		5,363,991	
TOTAL		28,807,247		29,215,128	
ESTIMATED SOURCE OF FUNDS FOR					
RESOURCES & ECONOMIC DEVELOP'T					
FEDERAL FUNDS		1,094,317		1,061,246	
GENERAL FUND		12,267,741		12,613,937	
OTHER FUNDS		15,445,189		15,539,945	
TOTAL		28,807,247		29,215,128	
03 RESOURCE PROTECT'N & DEVELOP'T					
04 DEPT OF ENVIRONMENTAL SERVICES					
01 OFFICE OF THE COMMISSIONER					
01 COMMISSIONER'S OFFICE					
10 PERSONAL SERVICES - PERMANENT		66,562		68,264	
11 SALARY OF COMMISSIONER		76,060		77,773	
12 SALARY OF ASST COMMISSIONER		89,728		91,773	
20 CURRENT EXPENSES		15,000		15,000	
24 MAINT - OTHER THAN BUILD. & GRNDS		700		700	
26 ORGANIZATIONAL DUES		15,000		15,000	
28 TRANSFERS TO GENERAL SERVICES		8,828		8,941	
49 TRANSFERS TO OTHER STATE AGENCIES		254		254	
60 BENEFITS		85,969		87,011	
70 IN-STATE TRAVEL		1,000		1,000	
80 OUT-OF STATE TRAVEL		4,500		7,000	
TOTAL		363,601		370,071	
ESTIMATED SOURCE OF FUNDS FOR					
COMMISSIONER'S OFFICE					
GENERAL FUND		363,601		370,071	
TOTAL		363,601		370,071	

		----- FISCAL YEAR 2004 -----		----- FISCAL YEAR 2005 -----	
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03 RESOURCE PROTECT'N & DEVELOP'T					
04 DEPT OF ENVIRONMENTAL SERVICES					
01 OFFICE OF THE COMMISSIONER					
02 ADMINISTRATION & SUPPORT					
10 PERSONAL SERVICES - PERMANENT					
		1,602,890		1,639,632	
18 OVERTIME		15,275		15,675	
20 CURRENT EXPENSES		89,998		89,998	
22 RENT&LEASES OTHER THAN STATE		11,000		11,000	
24 MAINT OTHER THAN BUILD. & GRNDS		18,900		18,900	
26 ORGANIZATIONAL DUES		3,000		3,000	
28 TRANSFERS TO GENERAL SERVICES		94,902		96,110	
30 EQUIPMENT NEW/REPLACEMENT		50,000		50,000	
49 TRANSFERS TO OTHER STATE AGENCIES		2,731		2,731	
50 PERSONAL SERVICE-TEMP/APPOINTE		125,400		125,400	
60 BENEFITS		608,462		622,057	
70 IN-STATE TRAVEL		6,000		6,000	
80 OUT-OF STATE TRAVEL		5,000		5,000	
90 REGIONAL PLANNING COMM CONTRACTS		209,250		215,000	
91 STATE SURFICIAL MAP PROGRAM		25,000		25,000	
92 PRINTING		2,000		7,000	
TOTAL		2,870,208		2,932,503	
ESTIMATED SOURCE OF FUNDS FOR					
ADMINISTRATION & SUPPORT					
01 TRANSFERS FROM OTHER AGENCIES	I	733,353		741,421	
GENERAL FUND		2,136,855		2,191,082	
TOTAL		2,870,208		2,932,503	
03 RESOURCE PROTECT'N & DEVELOP'T					
04 DEPT OF ENVIRONMENTAL SERVICES					
01 OFFICE OF THE COMMISSIONER					
03 LABORATORY COST CENTER					
10 PERSONAL SERVICES - PERMANENT					
18 OVERTIME		928,955		954,607	
20 CURRENT EXPENSES		3,000		3,000	
22 RENT&LEASES OTHER THAN STATE		244,308		245,598	
24 MAINT OTHER THAN BUILD. & GRNDS		7,000		7,000	
28 TRANSFERS TO GENERAL SERVICES		5,000		5,000	
49 TRANSFERS TO OTHER STATE AGENCIES		144,943		146,809	
50 PERSONAL SERVICE-TEMP/APPOINTE		665		665	
59 PART - TIME - BENEFITTED		28,000		29,000	
60 BENEFITS		26,000		26,000	
70 IN-STATE TRAVEL		356,585		366,154	
80 OUT-OF STATE TRAVEL		200		200	
92 CONTRACTS FOR LAB ANALYSIS		2,000		2,000	
TOTAL		1,791,676		1,811,993	
ESTIMATED SOURCE OF FUNDS FOR					
LABORATORY COST CENTER					
01 TRANSFERS FROM OTHER AGENCIES		731,173		755,873	

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03 RESOURCE PROTECT'N & DEVELOP'T 04 DEPT OF ENVIRONMENTAL SERVICES 01 OFFICE OF THE COMMISSIONER 83 LABORATORY COST CENTER		(CONT.) (CONT.) (CONT.) (CONT.)		1,060,503 1,791,676	
GENERAL FUND TOTAL		14,570 2,000 50 1,600 693 83 200 33,976 2,490 5,693 8,000 8,000 1,665		14,680 2,000 75 723 83 200 35,460 2,732 5,600 8,000 8,000 1,665	
03 RESOURCE PROTECT'N & DEVELOP'T 04 DEPT OF ENVIRONMENTAL SERVICES 01 OFFICE OF THE COMMISSIONER 84 POLLUTION PREVENTION		81,951		82,033	
TOTAL ESTIMATED SOURCE OF FUNDS FOR POLLUTION PREVENTION 80 FEDERAL FUNDS TOTAL		81,951 81,951		82,033 82,033	
03 RESOURCE PROTECT'N & DEVELOP'T 04 DEPT OF ENVIRONMENTAL SERVICES 01 OFFICE OF THE COMMISSIONER 06 PPG CARRYOVER FY99		1,500 200 15 7 47 750 57 1,500 2,000		1,500 200 15 7 47 750 57 1,500 2,000	
20 CURRENT EXPENSES 26 ORGANIZATIONAL DUES 40 INDIRECT COSTS 42 AUDIT FUND SET ASIDE 50 PERSONAL SERVICE-TEMP/APPINTE 60 BENEFITS 70 IN-STATE TRAVEL 80 OUT-OF STATE TRAVEL		E D		E D	
TOTAL ESTIMATED SOURCE OF FUNDS FOR PPG CARRYOVER FY99		6,076		6,076	

		----- FISCAL YEAR 2004 -----		----- FISCAL YEAR 2005 -----	
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(CONT.)					
83 RESOURCE PROTECT'N & DEVELOP'T					
(CONT.)					
84 DEPT OF ENVIRONMENTAL SERVICES					
(CONT.)					
81 OFFICE OF THE COMMISSIONER					
(CONT.)					
06 PPG CARRYOVER FY99					
00 FEDERAL FUNDS					
TOTAL					
83	RESOURCE PROTECT'N & DEVELOP'T				
84	DEPT OF ENVIRONMENTAL SERVICES				
81	OFFICE OF THE COMMISSIONER				
06	PPG CARRYOVER FY99				
00	FEDERAL FUNDS	6,076	6,076	6,076	6,076
TOTAL		6,076	6,076	6,076	6,076
10	PERSONAL SERVICES - PERMANENT				
20	CURRENT EXPENSES	197,937		203,472	
22	RENT/LEASES OTHER THAN STATE	10,650		10,650	
24	MAINT. OTHER THAN BUILD. & GRNDS	2,500		2,500	
26	ORGANIZATIONAL DUES	2,000		2,000	
28	ORGANIZATIONAL SERVICES	11,035		11,176	
49	TRANSFERS TO GENERAL SERVICES	11,035		11,035	
49	TRANSFERS TO OTHER STATE AGENCS	10,851		10,851	
50	PERSONAL SERVICE-TEMP/APPOINTE	10,851		10,851	
60	BENEFITS	74,067		76,115	
70	IN-STATE TRAVEL	3,043		3,043	
88	OUT-OF STATE TRAVEL	1,927		1,927	
TOTAL		316,544		324,268	
ESTIMATED SOURCE OF FUNDS FOR					
MM	GEOLOGICAL SURVEY				
GENERAL FUND		316,544		324,268	
TOTAL		316,544		324,268	
83	RESOURCE PROTECT'N & DEVELOP'T				
84	DEPT OF ENVIRONMENTAL SERVICES				
81	OFFICE OF THE COMMISSIONER				
10	INFORMATION EXCHANGE CAPACITY				
10	PERSONAL SERVICES - PERMANENT				
20	CURRENT EXPENSES	42,998		44,928	
30	EQUIPMENT NEW/REPLACEMENT	2,000		1,000	
40	INDIRECT COSTS	15,000		436	
41	AUDIT FUND SET ASIDE	1,283			
42	ADDITIONAL FRINGE BENEFITS	31		9	
60	BENEFITS	3,150		1,071	
70	IN-STATE TRAVEL	15,909		16,623	
88	OUT-OF STATE TRAVEL	2,000		500	
90	CONTRACTUAL	5,000		5,000	
TOTAL		89,371		70,067	
ESTIMATED SOURCE OF FUNDS FOR					
MM	INFORMATION EXCHANGE CAPACITY				
00	FEDERAL FUNDS	89,371		70,067	

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03 RESOURCE PROTECT'N & DEVELOP'T				(CONT.)		
04 DEPT OF ENVIRONMENTAL SERVICES				(CONT.)		
01 OFFICE OF THE COMMISSIONER				(CONT.)		
10 INFORMATION EXCHANGE CAPACITY						
TOTAL					89,371	70,067
TOTAL					5,519,427	5,597,011
ESTIMATED SOURCE OF FUNDS FOR						
OFFICE OF THE COMMISSIONER						
FEDERAL FUNDS						
GENERAL FUND					177,398	158,176
OTHER FUNDS					3,877,503	3,941,541
TOTAL					4,054,926	4,099,717
03 RESOURCE PROTECT'N & DEVELOP'T					5,519,427	5,597,011
04 DEPT OF ENVIRONMENTAL SERVICES						
02 DIVISION OF WATER						
01 WATER POLLUTION PROGRAMS						
01 POLLUTION CONTROL PROGRAM						
10 PERSONAL SERVICES - PERMANENT						
11 SALARY OF DIRECTOR					785,295	806,687
18 OVERTIME					84,432	84,432
20 CURRENT EXPENSES					1,045	1,045
22 RENTSELEASES OTHER THAN STATE					84,200	84,200
24 MAINT. OTHER THAN BUIL.D. & GRNDS					7,210	7,210
26 ORGANIZATIONAL DUES					11,849	11,849
28 TRANSFERS TO GENERAL SERVICES					25,000	25,000
49 TRANSFERS TO OTHER STATE AGENCIES					64,577	65,395
50 PERSONAL SERVICE-TEMP/APPOINTEE					23,885	23,885
90 BENEFITS					14,000	14,000
91 OUT-OF-STATE TRAVEL					323,257	331,172
92 SHORE LAND PUBLIC EDUCATION					10,000	10,000
93 SOURCE WATER PROTECTION GRANTS					4,000	4,000
TOTAL					1,275,639	1,030,512
* INCLUDED IN THIS APPROPRIATION IS THE SUM OF						
APPROXIMATELY \$1,100 EACH YEAR TO COVER THE						
COST OF MARINE INSURANCE.						
TOTAL					2,710,389	2,503,387
ESTIMATED SOURCE OF FUNDS FOR						
POLLUTION CONTROL PROGRAM						
GENERAL FUND					2,710,389	2,503,387
TOTAL					2,710,389	2,503,387

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03 RESOURCE PROTECT'N & DEVELOP'T					
04 DEPT OF ENVIRONMENTAL SERVICES					
02 DIVISION OF WATER					
01 WATER POLLUTION PROGRAMS					
02 STATE AID GRANTS					
90 GRANTS	F	12,489,399	12,894,914	12,894,914	
TOTAL		12,489,399	12,894,914	12,894,914	
ESTIMATED SOURCE OF FUNDS FOR					
STATE AID GRANTS		12,489,399	12,894,914	12,894,914	
GENERAL FUND		12,489,399	12,894,914	12,894,914	
TOTAL		12,489,399	12,894,914	12,894,914	
03 RESOURCE PROTECT'N & DEVELOP'T					
04 DEPT OF ENVIRONMENTAL SERVICES					
02 DIVISION OF WATER					
01 WATER POLLUTION PROGRAMS					
03 STP OPERATOR TRAINING					
20 CURRENT EXPENSES		2,000	2,000	2,000	
40 INDIRECT COSTS	E	634	634	634	
41 AUDIT FUND SET ASIDE	D	41	41	41	
42 ADDITIONAL FRINGE BENEFITS	D	1,558	1,558	1,558	
49 TRANSFERS TO OTHER STATE AGENCS	D	2,000	2,000	2,000	
59 PART-TIME - BENEFITTED		24,726	24,726	24,726	
60 BENEFITS		9,149	9,149	9,149	
70 IN-STATE TRAVEL		160	160	160	
TOTAL		40,268	40,268	40,268	
ESTIMATED SOURCE OF FUNDS FOR					
STP OPERATOR TRAINING		40,268	40,268	40,268	
00 FEDERAL FUNDS		40,268	40,268	40,268	
TOTAL		40,268	40,268	40,268	
03 RESOURCE PROTECT'N & DEVELOP'T					
04 DEPT OF ENVIRONMENTAL SERVICES					
02 DIVISION OF WATER					
01 WATER POLLUTION PROGRAMS					
04 WASTEWATER OPER CERT					
20 CURRENT EXPENSES		3,000	3,000	3,000	
23 HEAT, ELECTRICITY & WATER	D	3,000	3,000	3,000	
30 EQUIPMENT NEW/REPLACEMENT		1,400	1,400	1,400	
48 CONTRACTUAL MAINT.-BUIL&GRNDS	G	2,000	2,000	2,000	
70 IN-STATE TRAVEL		600	600	600	
80 OUT-OF STATE TRAVEL		3,000	3,000	3,000	
TOTAL		13,000	13,000	13,000	
ESTIMATED SOURCE OF FUNDS FOR					
WASTEWATER OPER CERT		13,000	13,000	13,000	
05 PRIVATE LOCAL FUNDS	I	13,000	13,000	13,000	
TOTAL		13,000	13,000	13,000	

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03 RESOURCE PROTECT'N & DEVELOP'T				
04 DEPT OF ENVIRONMENTAL SERVICES				
02 DIVISION OF WATER				
01 WATER POLLUTION PROGRAMS				
05 SLUDGE ANALYSIS FUND				
49 TRANSFERS TO OTHER STATE AGENCS	D	10,000		10,000
92 CONTRACTS		5,000		5,000
TOTAL			15,000	15,000
ESTIMATED SOURCE OF FUNDS FOR				
SLUDGE ANALYSIS FUND				
09 AGENCY INCOME	I	15,000		15,000
TOTAL		15,000		15,000
03 RESOURCE PROTECT'N & DEVELOP'T				
04 DEPT OF ENVIRONMENTAL SERVICES				
02 DIVISION OF WATER				
02 STATE REVOLVING FUND				
01 CWSRF ADMINISTRATION				
10 PERSONAL SERVICES - PERMANENT		474,921		486,475
10 CURRENT EXPENSES		13,000		1,000
24 MAINT OTHER THAN BUILD & GRNDS		13,500		13,200
24 MAINT OTHER THAN BUILD & GRNDS		3,697		3,897
30 TRANSFERS TO GENERAL SERVICES	D	19,843		20,116
30 EQUIPMENT NEW/REPLACEMENT		11,000		11,000
40 INDIRECT COSTS	E	21,924		21,650
41 AUDIT FUND SET ASIDE	D	21,778		21,650
42 ADDITIONAL FRINGE BENEFITS	D	36,283		37,072
49 TRANSFERS TO OTHER STATE AGENCS	D	16,572		16,572
59 PART-TIME - BENEFITTED		100,000		100,000
60 BENEFITS		213,091		217,366
70 IN-STATE TRAVEL		13,000		13,000
80 OUT-OF STATE TRAVEL		6,000		6,000
90 TRAINING		2,000		2,000
TOTAL		932,829		950,079
ESTIMATED SOURCE OF FUNDS FOR				
CWSRF ADMINISTRATION				
00 FEDERAL FUNDS		777,358		791,733
07 AGENCY INCOME	I	155,471		156,346
TOTAL		932,829		950,079
03 RESOURCE PROTECT'N & DEVELOP'T				
04 DEPT OF ENVIRONMENTAL SERVICES				
02 DIVISION OF WATER				
02 STATE REVOLVING FUND				
02 CWSRF LOANS				
41 AUDIT FUND SET ASIDE	D	14,015		14,815
90 LOANS		14,000,000		14,000,000
TOTAL		14,014,015		14,014,015

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(CONT.)					
03 RESOURCE PROTECT'N & DEVELOP'T					
04 DEPT OF ENVIRONMENTAL SERVICES					
02 DIVISION OF WATER					
(CONT.)					
02 STATE REVOLVING FUND					
(CONT.)					
02 CWSRF LOANS					
ESTIMATED SOURCE OF FUNDS FOR					
CWSRF LOANS					
00 FEDERAL FUNDS					
TOTAL					
				14,014,015	14,014,015
				14,014,015	14,014,015
03 RESOURCE PROTECT'N & DEVELOP'T					
04 DEPT OF ENVIRONMENTAL SERVICES					
02 DIVISION OF WATER					
02 STATE REVOLVING FUND					
03 CWSRF LOAN REPAYMENTS					
90 LOANS					
TOTAL					
				16,000,000	16,000,000
ESTIMATED SOURCE OF FUNDS FOR					
CWSRF LOAN REPAYMENTS					
00 AGENCY INCOME					
TOTAL					
				16,000,000	16,000,000
				16,000,000	16,000,000
03 RESOURCE PROTECT'N & DEVELOP'T					
04 DEPT OF ENVIRONMENTAL SERVICES					
02 DIVISION OF WATER					
02 STATE REVOLVING FUND					
04 CWSRF LOAN MANAGEMENT					
10 PERSONAL SERVICES - PERMANENT					
10 OVERTIME					
20 CURRENT EXPENSES					
24 MAINT. OTHER THAN BUIL. & GRNDS					
26 ORGANIZATIONAL BWES					
28 TRANSFERS TO GENERAL SERVICES					
30 EQUIPMENT NEW/REPLACEMENT					
49 TRANSFERS TO OTHER STATE AGENCIES					
50 PERSONAL SERVICE-TEMP/APPOINTEE					
59 PART-TIME - BENEFITTED					
60 BENEFITS					
60 OUT-STATE TRAVEL					
60 OUT-STATE TRAVEL					
90 TRAINING					
				898,694	922,426
				2,000	2,000
				24,500	24,500
				5,629	5,629
				800	800
				26,484	26,422
				23,000	48,000
				47,367	47,367
				15,000	15,000
				144,928	146,976
				388,028	397,641
				13,000	13,000
				13,500	13,500
				4,000	4,000
TOTAL					
				1,606,930	1,667,861
ESTIMATED SOURCE OF FUNDS FOR					
CWSRF LOAN MANAGEMENT					
09 AGENCY INCOME					
TOTAL					
				1,606,930	1,667,861
				1,606,930	1,667,861

----- FISCAL YEAR 2004 -----		----- FISCAL YEAR 2005 -----	
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03 RESOURCE PROTECT'N & DEVELOP'T			
04 DEPT OF ENVIRONMENTAL SERVICES			
02 DIVISION OF WATER			
03 WATER SUPPLY PROGRAMS			
01 SAFE DRINK WATER ACT PPG			
10 PERSONAL SERVICES - PERMANENT			
18 CURRENT EXPENSES	457,686		468,205
20 CURRENT EXPENSES	5,000		5,000
22 RENT/LEASES OTHER THAN STATE	10,700		10,000
24 MAINT OTHER THAN BUILD. & GRNDS	5,873		5,873
26 ORGANIZATIONAL DUES	5,000		5,000
28 TRANSFERS TO GENERAL SERVICES	28,691		28,691
30 EQUIPMENT NEW/REPLACEMENT	6,000		6,000
40 INDIRECT COSTS	11,970		12,940
41 AUDIT FUND SET ASIDE	812		812
42 ADDITIONAL FRINGE BENEFITS	29,464		30,527
49 TRANSFERS TO OTHER STATE AGENCIES	33,825		33,825
50 PERSONAL SERVICE-TEMP/APPOINTEE	5,000		5,000
59 PART-TIME - BENEFITTED	22,000		22,000
60 BENEFITS	179,717		185,609
70 IN-STATE TRAVEL	5,200		5,200
80 OUT-OF STATE TRAVEL	5,300		5,300
90 CONTRACTS	100		100
91 CONTRACTS	100		100
TOTAL	811,938		827,664
ESTIMATED SOURCE OF FUNDS FOR			
SAFE DRINK WATER ACT PPG			
00 FEDERAL FUNDS			
TOTAL	811,938		827,664
03 RESOURCE PROTECT'N & DEVELOP'T			
04 DEPT OF ENVIRONMENTAL SERVICES			
02 DIVISION OF WATER			
03 WATER SUPPLY PROGRAMS			
02 OPERATOR CERTIFICATION			
10 PERSONAL SERVICES - PERMANENT			
20 CURRENT EXPENSES	42,998		42,998
22 RENT/LEASES OTHER THAN BUILD. & GRNDS	12,000		12,000
24 MAINT OTHER THAN BUILD. & GRNDS	550		550
26 ORGANIZATIONAL DUES	2,207		2,235
28 TRANSFERS TO GENERAL SERVICES	2,520		2,520
30 EQUIPMENT NEW/REPLACEMENT	2,500		2,564
40 TRANSFERS TO OTHER STATE AGENCIES	15,909		15,909
60 BENEFITS	2,500		2,500
70 IN-STATE TRAVEL	2,500		2,500
80 OUT-OF STATE TRAVEL	2,500		2,500
TOTAL	86,328		86,356
ESTIMATED SOURCE OF FUNDS FOR			
OPERATOR CERTIFICATION			
09 AGENCY INCOME			
TOTAL	86,328		86,356

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03 RESOURCE PROTECT'N & DEVELOP'T					
04 DEPT OF ENVIRONMENTAL SERVICES					
02 DIVISION OF WATER					
03 WATER SUPPLY PROGRAMS					
03 OPERATIONAL PERMITS					
10 PERSONAL SERVICES - PERMANENT			134,440		137,633
24 MAINT. OTHER THAN BUILD. & GRNDS			825		825
28 TRANSFERS TO GENERAL SERVICES	D		4,414		4,470
49 TRANSFERS TO OTHER STATE AGENCIES	D		6,427		6,427
60 BENEFITS			49,743		50,924
TOTAL				195,849	200,279
ESTIMATED SOURCE OF FUNDS FOR					
OPERATIONAL PERMITS					
03 AGENCY INCOME	I			195,849	200,279
TOTAL				195,849	200,279
03 RESOURCE PROTECT'N & DEVELOP'T					
04 DEPT OF ENVIRONMENTAL SERVICES					
02 DIVISION OF WATER					
03 WATER SUPPLY PROGRAMS					
06 PUBLIC WATER SYSTEMS					
10 PERSONAL SERVICES - PERMANENT			46,273		47,376
20 CURRENT EXPENSES			825		825
24 MAINT. OTHER THAN BUILD. & GRNDS			825		825
26 ORGANIZATIONAL DUES			3,000		3,000
28 TRANSFERS TO GENERAL SERVICES	D		4,414		4,470
30 EQUIPMENT NEW/REPLACEMENT			5,000		5,000
49 TRANSFERS TO OTHER STATE AGENCIES	D		4,127		4,127
60 BENEFITS			17,121		17,529
70 IN-STATE TRAVEL			200		200
80 OUT-OF STATE TRAVEL			250		250
90 GRANTS	F		1,734,041	1,816,076	1,928,214
TOTAL				1,816,076	2,011,816
ESTIMATED SOURCE OF FUNDS FOR					
PUBLIC WATER SYSTEMS					
GENERAL FUND					
TOTAL				1,816,076	2,011,816
03 RESOURCE PROTECT'N & DEVELOP'T					
04 DEPT OF ENVIRONMENTAL SERVICES					
02 DIVISION OF WATER					
03 WATER SUPPLY PROGRAMS					
05 DWSRF ADMINISTRATIN					
10 PERSONAL SERVICES - PERMANENT			1,115,372		1,142,628
18 OVERTIME			10,000		10,000
20 CURRENT EXPENSES			96,700		97,500
22 RENTS&LEASES OTHER THAN STATE			5,500		5,500
24 MAINT. OTHER THAN BUILD. & GRNDS			8,960		8,960
26 ORGANIZATIONAL DUES			8,000		8,000

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03 RESOURCE PROTECT'N & DEVELOP'T	(CONT.)				
04 DEPT OF ENVIRONMENTAL SERVICES	(CONT.)				
02 DIVISION OF WATER	(CONT.)				
03 WATER SUPPLY PROGRAMS	(CONT.)				
05 DWSRF ADMINISTRATION	(CONT.)				
28 TRANSFERS TO GENERAL SERVICES	D				
30 EQUIPMENT NEW/REPLACEMENT		46,554		49,173	
32 INSTRUCT'N COSTS	E	70,400		70,400	
41 ADDITIONAL PRINCE BENEFITS	D	54,653		55,678	
42 ADDITIONAL PRINCE BENEFITS	D	2,698		2,740	
49 TRANSFERS TO OTHER STATE AGENCIES	D	70,992		72,323	
50 PERSONAL SERVICE-TEMP/APPOINTEE		28,101		28,101	
59 PART-TIME - BENEFITTED		30,000		35,000	
60 BENEFITS		200,000		200,000	
70 IN-STATE TRAVEL		492,863		503,151	
80 OUT-OF-STATE TRAVEL		18,700		20,700	
90 TRAINING		200,000		18,000	
91 CONTRACTUAL		200,000		200,000	
92 GRANTS		250,000		250,000	
TOTAL		2,931,313		2,977,854	
ESTIMATED SOURCE OF FUNDS FOR					
DWSRF ADMINISTRATION					
00 FEDERAL FUNDS		2,931,313		2,977,854	
TOTAL		2,931,313		2,977,854	
03 RESOURCE PROTECT'N & DEVELOP'T					
04 DEPT OF ENVIRONMENTAL SERVICES					
02 DIVISION OF WATER					
03 WATER SUPPLY PROGRAMS					
06 DWSRF LOANS					
41 AUDIT FUND SET ASIDE	D				
90 LOANS		10,011		10,011	
TOTAL		10,010,011		10,010,011	
ESTIMATED SOURCE OF FUNDS FOR					
DWSRF LOANS					
00 FEDERAL FUNDS		10,010,011		10,010,011	
TOTAL		10,010,011		10,010,011	
03 RESOURCE PROTECT'N & DEVELOP'T					
04 DEPT OF ENVIRONMENTAL SERVICES					
02 DIVISION OF WATER					
03 WATER SUPPLY PROGRAMS					
07 DWSRF LOAN REPAYMENTS					
90 D W REPAY LOANS					
TOTAL		5,000,000		5,000,000	
ESTIMATED SOURCE OF FUNDS FOR					
DWSRF LOAN REPAYMENTS		5,000,000		5,000,000	
08 AGENCY INCOME	1	5,000,000		5,000,000	

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(CONT.)								
03 RESOURCE PROTECT'N & DEVELOP'T								
04 DEPT OF ENVIRONMENTAL SERVICES								
02 DIVISION OF WATER								
03 WATER SUPPLY PROGRAMS								
07 DWSRF LOAN REPAYMENTS								
TOTAL					5,000,000		5,000,000	
03 RESOURCE PROTECT'N & DEVELOP'T								
04 DEPT OF ENVIRONMENTAL SERVICES								
02 DIVISION OF WATER								
03 WATER SUPPLY PROGRAMS								
08 DWSRF LOAN MANAGEMENT								
20 CURRENT EXPENSES					475		475	
30 EQUIPMENT NEW/REPLACEMENT					3,500		3,500	
50 PERSONAL SERVICE-TEMP/APPOINTEE					4,396		4,396	
59 PART-TIME - BENEFITTED					54,290		54,290	
60 BENEFITS					20,271		20,271	
70 IN-STATE TRAVEL					250		250	
80 OUT-OF STATE TRAVEL					800		800	
TOTAL					85,052		85,052	
ESTIMATED SOURCE OF FUNDS FOR								
DWSRF LOAN MANAGEMENT								
09 AGENCY INCOME					85,052		85,052	
TOTAL					85,052		85,052	
03 RESOURCE PROTECT'N & DEVELOP'T								
04 DEPT OF ENVIRONMENTAL SERVICES								
02 DIVISION OF WATER								
03 WATER SUPPLY PROGRAMS								
09 DWSRF SWP LOANS								
41 AUDIT FUND SET ASIDE					2,503		2,503	
91 LOANS					2,500,000		2,500,000	
TOTAL					2,502,503		2,502,503	
ESTIMATED SOURCE OF FUNDS FOR								
DWSRF SWP LOANS								
00 FEDERAL FUNDS					2,502,503		2,502,503	
TOTAL					2,502,503		2,502,503	
03 RESOURCE PROTECT'N & DEVELOP'T								
04 DEPT OF ENVIRONMENTAL SERVICES								
02 DIVISION OF WATER								
03 WATER SUPPLY PROGRAMS								
10 DWSRF SWP LOAN REPAYMENTS								
91 WATER SOURCE REPAY EXPENSE					200,000		200,000	
TOTAL					200,000		200,000	
ESTIMATED SOURCE OF FUNDS FOR								
DWSRF SWP LOAN REPAYMENTS								

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(CONT.)						
03 RESOURCE PROTECT'N & DEVELOP'T						
04 DEPT OF ENVIRONMENTAL SERVICES						
02 DIVISION OF WATER						
03 WATER SUPPLY PROGRAMS						
10 DWSRF SWP LOAN REPAYMENTS						
08 AGENCY INCOME			200,000		200,000	
TOTAL			200,000		200,000	
03 RESOURCE PROTECT'N & DEVELOP'T						
04 DEPT OF ENVIRONMENTAL SERVICES						
02 DIVISION OF WATER						
03 WATER SUPPLY PROGRAMS						
11 SEC 106 GROUNDWATER PPG						
10 PERSONAL SERVICES - PERMANENT			30,381	31,727		
20 CURRENT EXPENSES			6,200	6,200		
24 MAINT-OTHER THAN BULD.& GRNDS			400	400		
28 TRANSFERS TO GENERAL SERVICES			2,207	2,207		
30 EQUIPMENT NEW/REPLACEMENT			2,100	2,100		
40 INDIRECT COSTS			779	814		
41 AUDIT FUND SET ASIDE			66	66		
42 ADDITIONAL FRINGE BENEFITS			1,914	1,999		
49 TRANSFERS TO OTHER STATE AGENCS			7,064	7,064		
60 BENEFITS			11,241	11,739		
70 IN-STATE TRAVEL			1,500	1,500		
80 OUT-OF STATE TRAVEL			2,000	2,000		
TOTAL			65,852	67,846		
ESTIMATED SOURCE OF FUNDS FOR						
SEC 106 GROUNDWATER PPG						
00 FEDERAL FUNDS						
TOTAL			65,852	67,846		
03 RESOURCE PROTECT'N & DEVELOP'T						
04 DEPT OF ENVIRONMENTAL SERVICES						
02 DIVISION OF WATER						
03 WATER SUPPLY PROGRAMS						
12 UNDERGRND INJECT CTRL PPG						
10 PERSONAL SERVICES - PERMANENT			49,282	50,821		
20 CURRENT EXPENSES			1,500	1,500		
24 MAINT-OTHER THAN BULD.& GRNDS			400	400		
28 TRANSFERS TO GENERAL SERVICES			2,207	2,235		
40 INDIRECT COSTS			1,264	1,304		
41 AUDIT FUND SET ASIDE			79	81		
42 ADDITIONAL FRINGE BENEFITS			3,105	3,202		
49 TRANSFERS TO OTHER STATE AGENCS			2,064	2,064		
60 BENEFITS			18,234	18,804		
TOTAL			78,135	80,411		
ESTIMATED SOURCE OF FUNDS FOR						
UNDERGRND INJECT CTRL PPG						
00 FEDERAL FUNDS						
TOTAL			78,135	80,411		

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03 RESOURCE PROTECT'N & DEVELOP'T		(CONT.)			
04 DEPT OF ENVIRONMENTAL SERVICES		(CONT.)			
02 DIVISION OF WATER		(CONT.)			
03 WATER SUPPLY PROGRAMS		(CONT.)			
12 UNDERGRD INJECT CTRL PPG					
TOTAL		78,135		80,411	
03 RESOURCE PROTECT'N & DEVELOP'T					
04 DEPT OF ENVIRONMENTAL SERVICES					
02 DIVISION OF WATER					
03 WATER SUPPLY PROGRAMS					
13 WATER ANTI-TERRORISM					
20 CURRENT EXPENSES		2,800		2,800	
24 MAINT. OTHER THAN BUILD. & GRNDS		1,600		1,600	
30 EQUIPMENT NEW/REPLACEMENT		1,700		1,700	
40 INDIRECT COSTS		3,770		3,770	
41 AUDIT FUND SET ASIDE		195		195	
42 ADDITIONAL FRINGE BENEFITS		3,150		3,150	
59 PART-TIME - BENEFITTED		100,000		100,000	
60 BENEFITS		37,000		37,000	
70 IN-STATE TRAVEL		2,000		2,000	
80 OUT-OF STATE TRAVEL		3,500		3,500	
90 GRANTS		20,000		20,000	
91 CONTRACTS		20,000		20,000	
TOTAL		194,715		194,715	
ESTIMATED SOURCE OF FUNDS FOR					
WATER ANTI-TERRORISM					
00 FEDERAL FUNDS					
TOTAL		194,715		194,715	
03 RESOURCE PROTECT'N & DEVELOP'T					
04 DEPT OF ENVIRONMENTAL SERVICES					
02 DIVISION OF WATER					
03 WATER SUPPLY PROGRAMS					
14 SWS-CAPACITY-DEVELOPMENT					
40 INDIRECT COSTS		898		898	
41 AUDIT FUND SET ASIDE		357		357	
42 ADDITIONAL FRINGE BENEFITS		2,205		2,205	
59 PART-TIME - BENEFITTED		35,000		35,000	
60 BENEFITS		12,950		12,950	
90 TRAINING CENTER		30,000		30,000	
91 TRAINING CONTRACTUAL		275,000		275,000	
TOTAL		356,410		356,410	
ESTIMATED SOURCE OF FUNDS FOR					
SWS-CAPACITY-DEVELOPMENT					
00 FEDERAL FUNDS					
TOTAL		356,410		356,410	

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03 RESOURCE PROTECT'N & DEVELOP'T					
04 DEPT OF ENVIRONMENTAL SERVICES					
02 DIVISION OF WATER					
04 WINNIPESAUKEE RIVER BASIN					
10 PERSONAL SERVICES - PERMANENT					
18 OVERTIME		1,220,618		1,256,839	
20 CURRENT EXPENSES		100,000		100,000	
22 RENT/LEASES OTHER THAN STATE		254,000		254,100	
23 HEAT, ELECTRICITY & WATER	D	25,000		26,500	
24 MAINT-OTHER THAN BUILD.& GRNDS		601,000		601,000	
26 ORGANIZATIONAL DUES		3,500		468,000	
28 TRANSFERS TO GENERAL SERVICES	D	2,207		4,000	
30 EQUIPMENT NEW/REPLACEMENT		246,000		2,235	
46 CONSULTANTS		160,000		270,000	
47 OWN FORCES MAINT. - BUILD.&GRNDS	G	60,000		160,000	
48 CONTRACTUAL MAINT. - BUILD&GRNDS	G	675,000		681,000	
49 TRANSFERS TO OTHER STATE AGENCS	D	79,006		710,000	
50 PERSONAL SERVICE-TEMP/APPOINTE		14,100		81,006	
60 BENEFITS		489,708		14,600	
70 IN-STATE TRAVEL		21,000		503,147	
80 OUT-OF STATE TRAVEL		10,000		21,000	
90 INSURANCE BOND PREMIUM		34,000		10,000	
91 TOXICITY TESTING		12,000		36,000	
TOTAL		4,452,139		4,591,427	
ESTIMATED SOURCE OF FUNDS FOR					
WINNIPESAUKEE RIVER BASIN					
05 PRIVATE LOCAL FUNDS	I		4,100,259		4,261,627
07 AGENCY INCOME	I		351,880		329,800
TOTAL			4,452,139		4,591,427
03 RESOURCE PROTECT'N & DEVELOP'T					
04 DEPT OF ENVIRONMENTAL SERVICES					
02 DIVISION OF WATER					
05 SUBSURFACE SYSTEMS					
10 PERSONAL SERVICES - PERMANENT					
20 CURRENT EXPENSES		1,034,849		1,064,294	
22 RENT/LEASES OTHER THAN STATE		113,500		113,500	
24 MAINT-OTHER THAN BUILD.& GRNDS		24,406		24,406	
28 TRANSFERS TO GENERAL SERVICES	D	14,059		14,059	
30 EQUIPMENT NEW/REPLACEMENT		50,761		51,408	
49 TRANSFERS TO OTHER STATE AGENCS	D	27,000		31,000	
50 PERSONAL SERVICE-TEMP/APPOINTE		9,627		9,627	
59 PART-TIME - BENEFITTED		26,125		34,125	
60 BENEFITS		22,000		22,000	
70 IN-STATE TRAVEL		393,033		404,540	
80 OUT-OF STATE TRAVEL		1,000		34,000	
TOTAL		1,750,360		1,803,959	
ESTIMATED SOURCE OF FUNDS FOR					
SUBSURFACE SYSTEMS					

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(CONT.)
(CONT.)
(CONT.)
(CONT.)

03 RESOURCE PROTECT'N & DEVELOP'T
04 DEPT OF ENVIRONMENTAL SERVICES
02 DIVISION OF WATER
05 SUBSURFACE SYSTEMS

GENERAL FUND
TOTAL

1,750,360
1,750,360

1,803,959
1,803,959

03 RESOURCE PROTECT'N & DEVELOP'T
04 DEPT OF ENVIRONMENTAL SERVICES
02 DIVISION OF WATER
06 SURFACE WATER QUALITY PROGRAMS
01 SECTION 604 PLANNING

10 PERSONAL SERVICES - PERMANENT
20 CURRENT EXPENSES
24 MAINT. OTHER THAN BUILD. & GRNDS
28 TRANSFERS TO GENERAL SERVICES
30 EQUIPMENT NEW/REPLACEMENT
40 INDIRECT COSTS
41 AUDIT FUND SET ASIDE
42 ADDITIONAL FRINGE BENEFITS
49 TRANSFERS TO OTHER STATE AGENCS
50 PERSONAL SERVICE-TEMP/APPOINTE
60 BENEFITS
70 IN-STATE TRAVEL
80 OUT-OF STATE TRAVEL
92 CONTRACTS

45,601
7,150
7,500
2,207
3,500
1,266
162
197
3,300
4,564
5,000
17,914
3,250
6,000
90,000

47,381
8,700
2,230
4,000
3,300
197
3,300
4,564
5,000
17,914
3,250
6,000
90,000

181,066
181,066
181,066

196,191
196,191
196,191

03 RESOURCE PROTECT'N & DEVELOP'T
04 DEPT OF ENVIRONMENTAL SERVICES
02 DIVISION OF WATER
06 SURFACE WATER QUALITY PROGRAMS
02 SECTION 319 PLANNING PPG

10 PERSONAL SERVICES - PERMANENT
18 OVERTIME
20 CURRENT EXPENSES
22 RENTSALEASES OTHER THAN STATE
24 MAINT. OTHER THAN BUILD. & GRNDS
26 ORGANIZATIONAL DUES
28 TRANSFERS TO GENERAL SERVICES
30 EQUIPMENT NEW/REPLACEMENT
40 INDIRECT COSTS
41 AUDIT FUND SET ASIDE
42 ADDITIONAL FRINGE BENEFITS
49 TRANSFERS TO OTHER STATE AGENCS

410,651
5,000
34,800
3,000
4,000
500
22,070
30,000
11,172
1,785
27,761
34,635

423,752
5,000
35,845
3,090
4,120
515
22,351
55,900
11,523
1,863
28,634
35,175

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03 RESOURCE PROTECT'N & DEVELOP'T					
(CONT.)					
04 DEPT OF ENVIRONMENTAL SERVICES					
(CONT.)					
02 DIVISION OF WATER					
(CONT.)					
06 SURFACE WATER QUALITY PROGRAMS					
(CONT.)					
02 SECTION 319 PLANNING PPG					
50 PERSONAL SERVICE-TEMP/APPOINTE					
60 BENEFITS	25,000			25,750	
70 IN-STATE TRAVEL	155,704			160,608	
80 OUT-OF-STATE TRAVEL	5,000			5,150	
90 CONTRACTS	13,300			13,699	
	1,000,000			1,030,000	
TOTAL		1,784,378			1,862,975
ESTIMATED SOURCE OF FUNDS FOR					
SECTION 319 PLANNING PPG					
00 FEDERAL FUNDS		1,784,378			1,862,975
TOTAL		1,784,378			1,862,975
03 RESOURCE PROTECT'N & DEVELOP'T					
(CONT.)					
04 DEPT OF ENVIRONMENTAL SERVICES					
(CONT.)					
02 DIVISION OF WATER					
(CONT.)					
06 SURFACE WATER QUALITY PROGRAMS					
(CONT.)					
03 BDMONITORING PROGRAM PPG					
10 PERSONAL SERVICES - PERMANENT					
18 OVERTIME	134,238			137,904	
20 CURRENT EXPENSES	1,000			1,000	
24 MAINT. OTHER THAN BUILD. & GRNDS	7,400			7,400	
26 ORGANIZATIONAL DUES	1,337			1,337	
28 TRANSFERS TO GENERAL SERVICES	200			200	
30 EQUIPMENT NEW/REPLACEMENT	6,621			6,705	
40 INDIRECT COSTS	31,100			31,100	
41 AUDIT FUND SET ASIDE	3,744			3,849	
42 ADDITIONAL FRINGE BENEFITS	312			318	
50 TRANSFERS TO OTHER STATE AGENCS	9,370			9,633	
59 PERSONAL SERVICE-TEMP/APPOINTE	5,190			5,190	
60 BENEFITS	13,500			14,000	
70 IN-STATE TRAVEL	51,071			52,465	
80 OUT-OF-STATE TRAVEL	1,000			1,000	
90 CONTRACTS	3,500			3,500	
	40,000			40,000	
TOTAL		311,583			317,601
ESTIMATED SOURCE OF FUNDS FOR					
BDMONITORING PROGRAM PPG					
00 FEDERAL FUNDS		311,583			317,601
TOTAL		311,583			317,601

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03 RESOURCE PROTECT'N & DEVELOP'T
 04 DEPT OF ENVIRONMENTAL SERVICES
 02 DIVISION OF WATER
 06 SURFACE WATER QUALITY PROGRAMS
 04 SECTION 106 - PPG

10 PERSONAL SERVICES - PERMANENT
 18 OVERTIME
 20 CURRENT EXPENSES
 24 MAINT. OTHER THAN BUILD. & GRNDS
 26 ORGANIZATIONAL DUES
 28 TRANSFERS TO GENERAL SERVICES
 30 EQUIPMENT NEW/REPLACEMENT
 40 INDIRECT COSTS
 41 AUDIT FUND SET ASIDE
 42 ADDITIONAL FRINGE BENEFITS
 49 TRANSFERS TO OTHER STATE AGENCIES
 50 PERSONAL SERVICE-TEMP/APPOINTEE
 60 BENEFITS
 70 IN-STATE TRAVEL
 80 OUT-OF STATE TRAVEL

343,978
 3,000
 27,250
 3,500
 500
 15,449
 28,000
 8,997
 634
 21,980
 25,445
 10,000
 129,147
 8,400
 18,000

D
 E
 D
 D

350,343
 3,000
 29,900
 4,000
 500
 15,646
 33,000
 9,120
 661
 22,540
 26,445
 11,500
 131,559
 18,300
 21,000

644,180

669,034

TOTAL
 ESTIMATED SOURCE OF FUNDS FOR
 SECTION 106 - PPG
 00 FEDERAL FUNDS
 TOTAL

644,180
 644,180

669,034
 669,034

03 RESOURCE PROTECT'N & DEVELOP'T
 04 DEPT OF ENVIRONMENTAL SERVICES
 02 DIVISION OF WATER
 06 SURFACE WATER QUALITY PROGRAMS
 05 COASTAL ZONE PROGRAM

10 PERSONAL SERVICES - PERMANENT
 24 MAINT. OTHER THAN BUILD. & GRNDS
 26 TRANSFERS TO GENERAL SERVICES
 30 EQUIPMENT NEW/REPLACEMENT
 49 TRANSFERS TO OTHER STATE AGENCIES
 50 PERSONAL SERVICE-TEMP/APPOINTEE
 60 BENEFITS
 70 IN-STATE TRAVEL
 80 OUT-OF STATE TRAVEL

42,411
 434
 2,207
 10,000
 4,469
 5,000
 16,075
 1,500
 3,500

D
 D

43,398
 435
 2,235
 9,000
 3,037
 2,500
 16,248
 3,500

85,596

80,353

TOTAL
 ESTIMATED SOURCE OF FUNDS FOR
 COASTAL ZONE PROGRAM
 01 TRANSFERS FROM OTHER AGENCIES
 TOTAL

85,596
 85,596

80,353
 80,353

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03 RESOURCE PROTECT'N & DEVELOP'T
04 DEPT OF ENVIRONMENTAL SERVICES
05 DIVISION OF WATER QUALITY PROGRAMS
06 SURFACE WATER QUALITY PROGRAMS
08 WATER QUALITY ASSESSMENT

10 PERSONAL SERVICES - PERMANENT
20 CURRENT EXPENSES
22 RENT/LEASES OTHER THAN STATE
24 MAINT-OTHER THAN BUILD.& GRNDS
28 TRANSFERS TO GENERAL SERVICES
30 EQUIPMENT NEW/REPLACEMENT
40 INDIRECT COSTS
41 AUDIT FUND SET ASIDE
42 ADDITIONAL FRINGE BENEFITS
49 TRANSFERS TO OTHER STATE AGENCS
50 PERSONAL SERVICE-TEMP/APPOINTE
60 BENEFITS
70 IN-STATE TRAVEL
80 OUT-OF STATE TRAVEL
92 CONTRACTUAL

TOTAL
ESTIMATED SOURCE OF FUNDS FOR
WATER QUALITY ASSESSMENT
00 FEDERAL FUNDS
TOTAL

155,357
32,750
3,500
2,000
8,828
49,625
7,821
613
20,242
152,654
80,000
66,157
13,180
20,040
6,000

578,949
612,969
612,969

03 RESOURCE PROTECT'N & DEVELOP'T
04 DEPT OF ENVIRONMENTAL SERVICES
05 DIVISION OF WATER
06 SURFACE WATER QUALITY PROGRAMS
09 NH DES SHELLFISH PROGRAM

10 PERSONAL SERVICES - PERMANENT
18 OVERTIME
20 CURRENT EXPENSES
22 RENT/LEASES OTHER THAN STATE
24 MAINT-OTHER THAN BUILD.& GRNDS
28 TRANSFERS TO GENERAL SERVICES
30 EQUIPMENT NEW/REPLACEMENT
40 INDIRECT COSTS
41 AUDIT FUND SET ASIDE
42 ADDITIONAL FRINGE BENEFITS
49 TRANSFERS TO OTHER STATE AGENCS
50 PERSONAL SERVICE-TEMP/APPOINTE
60 BENEFITS
70 IN-STATE TRAVEL
80 OUT-OF STATE TRAVEL
90 CONTRACTUAL

TOTAL
ESTIMATED SOURCE OF FUNDS FOR
NH DES SHELLFISH PROGRAM
00 FEDERAL FUNDS

92,470
1
12,550
6,556
500
1
2,382
177
5,857
13,055
500
34,252
4,275
5
3,800

92,470
1
12,553
6,556
500
1
2,382
177
5,857
13,055
500
34,252
4,275
5
3,800

176,181
176,181
176,384
176,384

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03 RESOURCE PROTECT'N & DEVELOP'T				
04 DEPT OF ENVIRONMENTAL SERVICES				
02 DIVISION OF WATER				
06 SURFACE WATER QUALITY PROGRAMS				
09 NH DFS SHELLFISH PROGRAM				
	(CONT.)			
	(CONT.)			
	(CONT.)			
	(CONT.)			
	(CONT.)			
TOTAL	176,181		176,384	
03 RESOURCE PROTECT'N & DEVELOP'T				
04 DEPT OF ENVIRONMENTAL SERVICES				
02 DIVISION OF WATER				
10 LAKES & RIVERS MGMT & PROTECT				
10 PERSONAL SERVICES - PERMANENT		118,062		122,413
20 CURRENT EXPENSES		4,000		4,000
24 MAINT-OTHER THAN BUILD & GRNDS		1,649		1,649
28 TRANSFERS TO GENERAL SERVICES		6,621		6,705
30 EQUIPMENT NEW/REPLACEMENT		2,000		2,000
49 TRANSFERS TO OTHER STATE AGENCS		190		190
50 PERSONAL SERVICE-TEMP/APPOINTEE		9,018		9,018
60 BENEFITS		44,373		45,983
70 IN-STATE TRAVEL		7,000		7,000
80 OUT-OF STATE TRAVEL		2,000		2,000
90 CONFERENCE/NEWSLETTER/CONTRIB		3,000		3,000
TOTAL	197,913		203,958	
ESTIMATED SOURCE OF FUNDS FOR				
LAKES & RIVERS MGMT & PROTECT				
GENERAL FUND				
TOTAL	197,913		203,958	
03 RESOURCE PROTECT'N & DEVELOP'T				
04 DEPT OF ENVIRONMENTAL SERVICES				
02 DIVISION OF WATER				
06 SURFACE WATER QUALITY PROGRAMS				
13 CLEAN VESSEL PUMPOUT				
18 OVERTIME		1,000		1,000
20 CURRENT EXPENSES		5,500		5,500
22 RENTSALEASES OTHER THAN STATE		500		500
40 INDIRECT COSTS		319		319
41 AUDIT FUND SET ASIDE		67		67
42 ADDITIONAL FRINGE BENEFITS		832		832
49 TRANSFERS TO OTHER STATE AGENCS		500		500
50 PERSONAL SERVICE-TEMP/APPOINTEE		3,700		3,700
59 PART-TIME - BENEFITTED		8,500		8,500
60 BENEFITS		3,798		3,798
70 IN-STATE TRAVEL		300		300
80 OUT-OF STATE TRAVEL		1,500		1,500
90 O&H FUNDS		10,000		10,000
91 OPERATION OF PUMPOUT 80AT		30,000		30,000
TOTAL	66,516		66,516	

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03 RESOURCE PROTECT'N & DEVELOP'T		(CONT.)			
04 DEPT OF ENVIRONMENTAL SERVICES		(CONT.)			
02 DIVISION OF WATER		(CONT.)			
06 SURFACE WATER QUALITY PROGRAMS		(CONT.)			
13 CLEAN VESSEL PUMPOUT		(CONT.)			
ESTIMATED SOURCE OF FUNDS FOR		66,516		66,516	
CLEAN VESSEL PUMPOUT		66,516		66,516	
TOTAL					
03 RESOURCE PROTECT'N & DEVELOP'T					
04 DEPT OF ENVIRONMENTAL SERVICES					
02 DIVISION OF WATER					
06 SURFACE WATER QUALITY PROGRAMS					
14 BEACH INFO EXCH PARTNERS EPA					
10 PERSONAL SERVICES - PERMANENT		156,909		161,793	
20 CURRENT EXPENSES		9,452		9,500	
24 MAINT OTHER THAN BULD & GRNDS		800		800	
30 EQUIPMENT NEW/REPLACEMENT		21,000		2,300	
40 INDIRECT COSTS		21,748		779	
41 AUDIT FUND SET ASIDE		412		326	
42 ADDITIONAL FRINGE BENEFITS		1,837		1,914	
49 TRANSFERS TO OTHER STATE AGENCS		200		46,200	
59 PART-TIME - BENEFITTED		44,928		7,242	
60 BENEFITS		73,939		1,200	
70 IN-STATE TRAVEL		1,200		7,650	
80 OUT-OF STATE TRAVEL		7,050		15,000	
90 CONTRACTUAL		95,000			
TOTAL		411,475		325,081	
ESTIMATED SOURCE OF FUNDS FOR					
BEACH INFO EXCH PARTNERS EPA					
00 FEDERAL FUNDS		411,475		325,081	
TOTAL		411,475		325,081	
03 RESOURCE PROTECT'N & DEVELOP'T					
04 DEPT OF ENVIRONMENTAL SERVICES					
02 DIVISION OF WATER					
06 SURFACE WATER QUALITY PROGRAMS					
15 WATERSHED ASSESSMENT					
10 PERSONAL SERVICES - PERMANENT		34,515		36,036	
20 CURRENT EXPENSES		6,500		6,500	
24 MAINT OTHER THAN BULD & GRNDS		412		412	
30 EQUIPMENT NEW/REPLACEMENT		9,000		2,500	
40 INDIRECT COSTS		895		924	
41 AUDIT FUND SET ASIDE		66		66	
42 ADDITIONAL FRINGE BENEFITS		2,174		2,270	
60 BENEFITS		12,771		13,333	
70 IN-STATE TRAVEL		1,000		1,000	
80 OUT-OF STATE TRAVEL		2,000		2,000	
TOTAL		69,327		65,041	

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03 RESOURCE PROTECT'N & DEVELOP'T 04 DEPT OF ENVIRONMENTAL SERVICES 02 DIVISION OF WATER 06 SURFACE WATER QUALITY PROGRAMS 15 WATERSHED ASSESSMENT		(CONT.) (CONT.) (CONT.) (CONT.) (CONT.)			
ESTIMATED SOURCE OF FUNDS FOR WATERSHED ASSESSMENT 00 FEDERAL FUNDS TOTAL		69,327 69,327		65,041 65,041	
03 RESOURCE PROTECT'N & DEVELOP'T 04 DEPT OF ENVIRONMENTAL SERVICES 02 DIVISION OF WATER 06 SURFACE WATER QUALITY PROGRAMS 16 COASTAL 2000					
20 CURRENT EXPENSES		3,150		3,150	
30 EQUIPMENT NEW/REPLACEMENT		7,000		7,000	
40 INDIRECT COSTS		284		204	
41 AUDIT FUND SET ASIDE		323		323	
50 PERSONAL SERVICE-TEMP/APPOINTEE		10,000		10,000	
60 BENEFITS		765		765	
70 IN-STATE TRAVEL		630		630	
80 OUT-OF-STATE TRAVEL		500		500	
90 CONTRACTUAL		300,000		300,000	
TOTAL		322,572		322,572	
ESTIMATED SOURCE OF FUNDS FOR COASTAL 2000 00 FEDERAL FUNDS TOTAL		322,572 322,572 322,572		322,572 322,572 322,572	
03 RESOURCE PROTECT'N & DEVELOP'T 04 DEPT OF ENVIRONMENTAL SERVICES 02 DIVISION OF WATER 06 SURFACE WATER QUALITY PROGRAMS 17 BEACH II					
10 PERSONAL SERVICES - PERMANENT		83,909		87,599	
18 OVERTIME		1,000		1,000	
20 CURRENT EXPENSES		3,500		3,500	
24 MAINT-OTHER THAN BUILD.& GRNDS		1,237		1,237	
28 TRANSFERS TO GENERAL SERVICES		4,414		4,470	
30 EQUIPMENT NEW/REPLACEMENT		7,000		7,000	
40 INDIRECT COSTS		3,351		3,488	
41 AUDIT FUND SET ASIDE		161		161	
42 ADDITIONAL FRINGE BENEFITS		7,355		7,653	
49 TRANSFERS TO OTHER STATE AGENCS		3,127		3,127	
50 PERSONAL SERVICE-TEMP/APPOINTEE		31,699		32,991	
70 BENEFITS		1,000		1,000	
70 IN-STATE TRAVEL		2,500		2,500	
80 OUT-OF-STATE TRAVEL		10,000		10,000	
90 CONTRACTUAL					

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(CONT.)			
03 RESOURCE PROTECT'N & DEVELOP'T			
04 DEPT OF ENVIRONMENTAL SERVICES			
02 DIVISION OF WATER			
06 SURFACE WATER QUALITY PROGRAMS			
17 BEACH II			
TOTAL			
ESTIMATED SOURCE OF FUNDS FOR		160,953	160,226
BEACH II			
00 FEDERAL FUNDS		160,953	160,226
TOTAL		160,953	160,226
03 RESOURCE PROTECT'N & DEVELOP'T			
04 DEPT OF ENVIRONMENTAL SERVICES			
02 DIVISION OF WATER			
07 DAM BUREAU PROGRAMS			
01 DAM BUREAU ADMINISTRATION			
10 PERSONAL SERVICES - PERMANENT		436,876	447,939
18 OVERTIME		100	100
20 CURRENT EXPENSES		30,000	30,000
22 RENT\$LEASES OTHER THAN STATE		3,000	3,000
24 MAINT-OTHER THAN BUILD. & GRNDS		4,800	4,800
26 ORGANIZATIONAL DUES		650	650
28 TRANSFERS TO GENERAL SERVICES		22,070	22,351
49 TRANSFERS TO OTHER STATE AGENCS		1,856	1,856
50 PERSONAL SERVICE-TEMP/APPOINTE		4,180	4,180
60 BENEFITS		162,001	166,094
70 IN-STATE TRAVEL		12,900	12,900
91 USGS GUAGING		173,765	180,715
92 PUBLIC ACCESS		20,000	20,000
96 BREECH ANALYSIS		25,584	25,584
TOTAL		897,782	920,169
ESTIMATED SOURCE OF FUNDS FOR			
DAM BUREAU ADMINISTRATION		170,800	173,800
02 TRANSFERS FROM OTHER AGENCIES		57,912	60,229
02 TRS FROM DEPT TRANSPORTATION		649,070	686,140
GENERAL FUND		897,782	920,169
TOTAL			
03 RESOURCE PROTECT'N & DEVELOP'T			
04 DEPT OF ENVIRONMENTAL SERVICES			
02 DIVISION OF WATER			
07 DAM BUREAU PROGRAMS			
02 DAM REGISTRATION FUND			
10 PERSONAL SERVICES - PERMANENT		106,281	110,366
20 CURRENT EXPENSES		750	1,000
22 RENT\$LEASES OTHER THAN STATE		90	90
24 MAINT-OTHER THAN BUILD. & GRNDS		1,200	1,200
26 ORGANIZATIONAL DUES		50	50
28 TRANSFERS TO GENERAL SERVICES		6,621	6,705

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03 RESOURCE PROTECT'N & DEVELOP'T								
04 DEPT OF ENVIRONMENTAL SERVICES								
02 DIVISION OF WATER								
07 DAM BUREAU PROGRAMS								
02 DAM REGISTRATION FUND								
30 EQUIPMENT NEW/REPLACEMENT								500
49 TRANSFERS TO OTHER STATE AGENCIES								6,390
50 PERSONAL SERVICE - TEMP/APPOINTE								7,000
60 BENEFITS								39,860
70 IN-STATE TRAVEL								41,371
80 OUT-OF STATE TRAVEL								500
91 CONSTRUCTION ASSISTANCE								1,500
TOTAL						175,642		5,000
ESTIMATED SOURCE OF FUNDS FOR								
DAM REGISTRATION FUND								
01 TRANSFERS FROM OTHER AGENCIES						2,800		2,800
07 AGENCY INCOME						172,842		178,872
TOTAL						175,642		181,672
03 RESOURCE PROTECT'N & DEVELOP'T								
04 DEPT OF ENVIRONMENTAL SERVICES								
02 DIVISION OF WATER								
07 DAM BUREAU PROGRAMS								
03 DAM MAINTENANCE PROGRAM								
10 PERSONAL SERVICES - PERMANENT								646,379
18 OVERTIME								45,000
20 CURRENT EXPENSES								79,650
22 RENT/LEASES OTHER THAN STATE								44,000
23 HEAT/ELECTRICITY & WATER								6,500
24 MAINT. OTHER THAN BUILD. & GRNDS								32,000
26 ORGANIZATIONAL DUES								450
28 TRANSFERS TO GENERAL SERVICES								29,057
30 EQUIPMENT NEW/REPLACEMENT								132,500
43 DEBT SERVICE (TREASURY)								912,020
46 CONSULTANTS								120,000
47 OWN FORCES MAINT. - BUILD. & GRNDS								10,000
48 CONTRACTUAL MAINT. - BUILD. & GRNDS								68,992
49 TRANSFERS TO OTHER STATE AGENCIES								27,281
50 PERSONAL SERVICE - TEMP/APPOINTE								56,172
60 BENEFITS								1,000
70 IN-STATE TRAVEL								200,000
80 OUT-OF STATE TRAVEL								
90 MAJOR PROJECTS								
TOTAL						2,824,819		2,759,653
ESTIMATED SOURCE OF FUNDS FOR								
DAM MAINTENANCE PROGRAM								
01 TRANSFERS FROM OTHER AGENCIES						85,200		86,677
09 AGENCY INCOME						2,739,619		2,672,976
TOTAL						2,824,819		2,759,653

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03 RESOURCE PROTECT'N & DEVELOP'T					
04 DEPT OF ENVIRONMENTAL SERVICES					
02 DIVISION OF WATER					
07 DAM BUREAU PROGRAMS					
04 WINNIPESAUKEE PROJECT					
10 PERSONAL SERVICES - PERMANENT					
18 OVERTIME		65,426		67,726	
20 CURRENT EXPENSES		5,000		5,000	
22 RENT&LEASES OTHER THAN STATE		10,500		11,000	
23 HEAT, ELECTRICITY & WATER	D	100		100	
24 MAINT. OTHER THAN BUILD. & GRNDS		4,200		4,850	
28 TRANSFERS TO GENERAL SERVICES	D	500		500	
30 EQUIPMENT NEW/REPLACEMENT		2,207		2,235	
47 OWN FORCES MAINT. -BUILD.&GRNDS	G	5,000		5,000	
49 TRANSFERS TO OTHER STATE AGENCS	D	1,500		1,500	
50 PERSONAL SERVICE-TEMP/APPOINTE		23,991		23,991	
60 BENEFITS		5,000		5,000	
70 IN-STATE TRAVEL		26,441		27,292	
80 OUT-OF STATE TRAVEL		500		500	
90 PILOT-LIEU OF TAXES		100		100	
91 CONSTRUCTION ASSISTANCE		5,000		5,000	
TOTAL		160,465		164,794	
ESTIMATED SOURCE OF FUNDS FOR					
WINNIPESAUKEE PROJECT					
05 PRIVATE LOCAL FUNDS	I	160,465		164,794	
TOTAL		160,465		164,794	
03 RESOURCE PROTECT'N & DEVELOP'T					
04 DEPT OF ENVIRONMENTAL SERVICES					
02 DIVISION OF WATER					
07 DAM BUREAU PROGRAMS					
05 CONNECTICUT-COOS PROJECT					
10 PERSONAL SERVICES - PERMANENT					
18 OVERTIME		26,998		27,754	
20 CURRENT EXPENSES		5,000		5,000	
22 RENT&LEASES OTHER THAN STATE		25,000		27,000	
23 HEAT, ELECTRICITY & WATER	D	500		500	
24 MAINT. OTHER THAN BUILD. & GRNDS		6,550		7,050	
26 ORGANIZATIONAL DUES		4,500		4,500	
30 EQUIPMENT NEW/REPLACEMENT		200		200	
47 OWN FORCES MAINT. -BUILD.&GRNDS	G	12,000		15,000	
49 TRANSFERS TO OTHER STATE AGENCS	D	8,000		10,000	
50 PERSONAL SERVICE-TEMP/APPOINTE		102,278		105,278	
60 BENEFITS		36,500		37,500	
70 IN-STATE TRAVEL		14,631		14,988	
80 OUT-OF STATE TRAVEL		5,000		5,000	
90 PILOT-LIEU OF TAXES		5,000		5,000	
91 CONSTRUCTION ASSISTANCE		130,000		130,000	
TOTAL		50,000		50,000	
TOTAL		432,157		444,770	
ESTIMATED SOURCE OF FUNDS FOR					
CONNECTICUT-COOS PROJECT					

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03 RESOURCE PROTECT'N & DEVELOP'T			
04 DEPT OF ENVIRONMENTAL SERVICES			
02 DIVISION OF WATER			
07 DAH BUREAU PROGRAMS			
05 CONNECTICUT-COOS PROJECT			
(CONT.)			
I		432,157	444,770
TOTAL		432,157	444,770
03 RESOURCE PROTECT'N & DEVELOP'T			
04 DEPT OF ENVIRONMENTAL SERVICES			
92 DIVISION OF WATER			
07 DAH BUREAU PROGRAMS			
06 HASCOMA PROJECT			
(CONT.)			
B		2,505	2,505
	20 CURRENT EXPENSES	1,000	1,000
	23 HEAT, ELECTRICITY & WATER	750	750
	24 MAINT. OTHER THAN BUILD. & GRNDS	2,000	2,000
	30 EQUIPMENT NEW/REPLACEMENT	13,200	13,200
	49 TRANSFERS TO OTHER STATE AGENCS	2,000	2,000
D	50 PERSONAL SERVICE-TEMP/APPOINTE	153	153
	60 BENEFITS	5,000	5,000
	91 CONSTRUCTION ASSISTANCE		
TOTAL		26,608	26,608
ESTIMATED SOURCE OF FUNDS FOR			
HASCOMA PROJECT			
I		26,608	26,608
TOTAL		26,608	26,608
03 RESOURCE PROTECT'N & DEVELOP'T			
04 DEPT OF ENVIRONMENTAL SERVICES			
02 DIVISION OF WATER			
07 DAH BUREAU PROGRAMS			
07 PISCATAGUOG RIVER PROJECT			
(CONT.)			
D		1,000	1,000
	20 CURRENT EXPENSES	250	250
	23 HEAT, ELECTRICITY & WATER	1,000	1,000
	30 EQUIPMENT NEW/REPLACEMENT	3,100	3,100
D	49 TRANSFERS TO OTHER STATE AGENCS	1,000	1,000
	50 PERSONAL SERVICE-TEMP/APPOINTE	77	77
	60 BENEFITS	1,500	1,500
	91 CONSTRUCTION ASSISTANCE		
TOTAL		7,927	7,927
ESTIMATED SOURCE OF FUNDS FOR			
PISCATAGUOG RIVER PROJECT			
I		7,927	7,927
TOTAL		7,927	7,927

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03 RESOURCE PROTECT'N & DEVELOP'T					
04 DEPT OF ENVIRONMENTAL SERVICES					
02 DIVISION OF WATER					
07 DAM BUREAU PROGRAMS					
08 SUGAR RIVER PROJECT					
20 CURRENT EXPENSES	D			1,250	
23 HEAT, ELECTRICITY & WATER	D			250	
30 EQUIPMENT NEW/REPLACEMENT	D			1,000	
49 TRANSFERS TO OTHER STATE AGENCIES	D			3,800	
50 PERSONAL SERVICE-TEMP/APPOINTEE				500	
60 BENEFITS				38	
91 CONSTRUCTION ASSISTANCE				1,000	
TOTAL				7,838	7,838
ESTIMATED SOURCE OF FUNDS FOR					
SUGAR RIVER PROJECT					
05 PRIVATE LOCAL FUNDS	I			7,838	7,838
TOTAL				7,838	7,838
03 RESOURCE PROTECT'N & DEVELOP'T					
04 DEPT OF ENVIRONMENTAL SERVICES					
02 DIVISION OF WATER					
07 DAM BUREAU PROGRAMS					
09 SQUAM PROJECT					
20 CURRENT EXPENSES	D			500	
23 HEAT, ELECTRICITY & WATER	D			200	
30 EQUIPMENT NEW/REPLACEMENT	D			100	
49 TRANSFERS TO OTHER STATE AGENCIES	D			1,000	
50 PERSONAL SERVICE-TEMP/APPOINTEE				100	
60 BENEFITS				8	
91 CONSTRUCTION ASSISTANCE				100	
TOTAL				2,008	2,008
ESTIMATED SOURCE OF FUNDS FOR					
SQUAM PROJECT					
05 PRIVATE LOCAL FUNDS	I			2,008	2,008
TOTAL				2,008	2,008
03 RESOURCE PROTECT'N & DEVELOP'T					
04 DEPT OF ENVIRONMENTAL SERVICES					
02 DIVISION OF WATER					
07 DAM BUREAU PROGRAMS					
10 NEWFOUND PROJECT					
20 CURRENT EXPENSES	D			2,000	
23 HEAT, ELECTRICITY & WATER	D			750	
30 EQUIPMENT NEW/REPLACEMENT	D			1,500	
49 TRANSFERS TO OTHER STATE AGENCIES	D			6,100	
50 PERSONAL SERVICE-TEMP/APPOINTEE				2,000	
60 BENEFITS				153	
91 CONSTRUCTION ASSISTANCE				5,000	
TOTAL				17,503	17,503

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03 RESOURCE PROTECT'N & DEVELOP'T				(CONT.)		
04 DEPT OF ENVIRONMENTAL SERVICES				(CONT.)		
02 DIVISION OF WATER				(CONT.)		
07 DAM BUREAU PROGRAMS				(CONT.)		
10 NEWFOUND PROJECT						
ESTIMATED SOURCE OF FUNDS FOR						
NEWFOUND PROJECT					17,503	17,503
05 PRIVATE LOCAL FUNDS					17,503	17,503
TOTAL						
03 RESOURCE PROTECT'N & DEVELOP'T						
04 DEPT OF ENVIRONMENTAL SERVICES						
02 DIVISION OF WATER						
07 DAM BUREAU PROGRAMS						
11 STATE DAM SAFETY GRANT PROGRAM						
10 PERSONAL SERVICES - PERMANENT				39,117		41,165
24 WAT/OTHR NAT'L BUILDO. & GRNDS				1,500		1,500
26 ORGANIZAT'L MAINTENANCE				100		100
28 TRANSFER TO GENERAL SERVICES				2,207		2,235
30 EQUIPMENT NEW/REPLACEMENT						30,000
40 INDIRECT COSTS				1,065		1,117
41 AUDIT FUND SET ASIDE				70		103
42 ADDITIONAL FRINGE BENEFITS				2,653		2,782
49 TRANSFERS TO OTHER STATE AGENCS				264		284
50 PERSONAL SERVICE-TEMP/APPOINTE				3,000		3,000
60 BENEFITS				14,703		15,001
91 CONTRACTUAL				5,000		5,000
TOTAL					69,679	102,727
ESTIMATED SOURCE OF FUNDS FOR						
STATE DAM SAFETY GRANT PROGRAM						
00 FEDERAL FUNDS					69,679	102,727
TOTAL					69,679	102,727
03 RESOURCE PROTECT'N & DEVELOP'T						
04 DEPT OF ENVIRONMENTAL SERVICES						
02 DIVISION OF WATER						
08 WETLANDS BUREAU						
01 WETLANDS ADMINISTRATION						
10 PERSONAL SERVICES - PERMANENT				296,453		306,660
20 CURRENT EXPENSES				18,000		18,000
22 RENT/LEASES OTHER THAN STATE				11,084		11,084
24 WETLANDS BUREAU BUILDO. & GRNDS				3,799		3,799
26 TRANSFERS TO GENERAL SERVICES				15,449		15,646
49 TRANSFERS TO OTHER STATE AGENCS				538		538
60 BENEFITS				109,687		113,464
70 IN-STATE TRAVEL				9,000		9,000
80 OUT-OF STATE TRAVEL				5,000		5,000
TOTAL					469,010	483,191
ESTIMATED SOURCE OF FUNDS FOR						
WETLANDS ADMINISTRATION						

H#	0001	PAGE	272	06/03/03	----- FISCAL YEAR 2004 -----	----- FISCAL YEAR 2005 -----
03	RESOURCE PROTECT'N & DEVELOP'T					
04	DEPT OF ENVIRONMENTAL SERVICES					
02	DIVISION OF WATER					
08	WETLANDS BUREAU					
01	WETLANDS ADMINISTRATION					
	GENERAL FUND				469,010	483,191
	TOTAL				469,010	483,191
03	RESOURCE PROTECT'N & DEVELOP'T					
04	DEPT OF ENVIRONMENTAL SERVICES					
02	DIVISION OF WATER					
08	WETLANDS BUREAU					
02	COASTAL PROGRAM					
10	PERSONAL SERVICES - PERMANENT			135,376		139,951
20	CURRENT EXPENSES			986		984
22	RENTS/LEASES OTHER THAN STATE			6,900		7,000
24	MAINT OTHER THAN BUILD. & GRNDS			1,000		1,000
30	EQUIPMENT NEW/REPLACEMENT			3,000		2,000
49	TRANSFERS TO OTHER STATE AGENCS			55		55
60	BENEFITS			50,089		51,732
80	OUT-OF STATE TRAVEL			1,000		875
	TOTAL				198,604	203,647
	ESTIMATED SOURCE OF FUNDS FOR					
	COASTAL PROGRAM					
01	TRANSFERS FROM OTHER AGENCIES				198,404	203,647
	TOTAL				198,404	203,647
03	RESOURCE PROTECT'N & DEVELOP'T					
04	DEPT OF ENVIRONMENTAL SERVICES					
02	DIVISION OF WATER					
08	WETLANDS BUREAU					
03	WETLANDS FEES					
10	PERSONAL SERVICES - PERMANENT			510,323		530,472
20	CURRENT EXPENSES			25,000		25,000
22	RENTS/LEASES OTHER THAN STATE			44,000		44,000
24	MAINT OTHER THAN BUILD. & GRNDS			15,000		15,000
26	ORGANIZATIONAL DUES			17,861		17,861
28	TRANSFERS TO GENERAL SERVICES			2,000		2,000
30	EQUIPMENT NEW/REPLACEMENT			26,484		26,822
49	TRANSFERS TO OTHER STATE AGENCS			15,000		15,000
50	PERSONAL SERVICE-TEMP/APPOINTE			64,070		64,000
60	BENEFITS			68,000		68,000
70	IN-STATE TRAVEL			203,272		200,726
80	OUT-OF STATE TRAVEL			8,000		8,000
92	TRAINING			3,000		3,000
	TOTAL				978,010	1,005,951
	ESTIMATED SOURCE OF FUNDS FOR					
	WETLANDS FEES					

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03 RESOURCE PROTECT'N & DEVELOP'T					
(CONT.)					
04 DEPT OF ENVIRONMENTAL SERVICES					
(CONT.)					
02 DIVISION OF WATER					
(CONT.)					
08 WETLANDS BUREAU					
(CONT.)					
03 WETLANDS FEES					
07 AGENCY INCOME					
08 AGENCY INCOME					
TOTAL					
I		137,022		140,934	
I		840,988		865,017	
		978,010		1,005,951	
03 RESOURCE PROTECT'N & DEVELOP'T					
(CONT.)					
04 DEPT OF ENVIRONMENTAL SERVICES					
(CONT.)					
02 DIVISION OF WATER					
(CONT.)					
08 WETLANDS BUREAU					
(CONT.)					
04 WETLANDS - PPG					
10 PERSONAL SERVICES - PERMANENT					
20 CURRENT EXPENSES					
24 MAINT-OTHER THAN BULD.& GRNDS					
D		206,892		212,926	
		4,500		4,500	
		1,500		1,500	
		6,421		6,705	
		6,000		6,000	
E		5,827		6,033	
D		526		533	
		14,672		15,178	
		13,190		13,190	
D		28,000		28,000	
		77,952		80,924	
		6,000		6,000	
		4,950		4,950	
		150,000		150,000	
		524,630		530,437	
TOTAL					
ESTIMATED SOURCE OF FUNDS FOR					
WETLANDS - PPG					
60 FEDERAL FUNDS					
TOTAL					
		524,630		530,437	
		524,630		530,437	
03 RESOURCE PROTECT'N & DEVELOP'T					
(CONT.)					
04 DEPT OF ENVIRONMENTAL SERVICES					
(CONT.)					
02 DIVISION OF WATER					
(CONT.)					
09 FEDERAL CLEAN LAKES PPG PPG					
10 PERSONAL SERVICES - PERMANENT					
18 OVERTIME					
20 CURRENT EXPENSES					
24 MAINT-OTHER THAN BULD.& GRNDS					
26 ORGANIZATIONAL DUES					
D		32,798		34,234	
		1,000		1,000	
		10,500		10,500	
		500		500	
		250		250	
		2,207		2,235	
		31,000		31,000	
		1,142		1,189	
E		149		152	
D		2,980		3,102	
D		25,464		25,464	
		32,798		34,234	
		1,000		1,000	
		10,500		10,500	
		500		500	
		250		250	
		2,207		2,235	
		31,000		31,000	
		1,142		1,189	
		149		152	
		2,980		3,102	
		25,464		25,464	

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(CONT.)					
03 RESOURCE PROTECT'N & DEVELOP'T					
04 DEPT OF ENVIRONMENTAL SERVICES					
02 DIVISION OF WATER					
09 FEDERAL CLEAN LAKES PRG PPG					
(CONT.)					
50 PERSONAL SERVICE-TEMP/APPOINTE					
60 BENEFITS					
70 IN-STATE TRAVEL					
80 OUT-OF-STATE TRAVEL					
90 CONTRACTS					
TOTAL				148,528	151,484
ESTIMATED SOURCE OF FUNDS FOR					
FEDERAL CLEAN LAKES PRG PPG					
00 FEDERAL FUNDS					
TOTAL				148,528	151,484
03 RESOURCE PROTECT'N & DEVELOP'T					
04 DEPT OF ENVIRONMENTAL SERVICES					
02 DIVISION OF WATER					
10 LAKES RESTORATION FUND					
(CONT.)					
10 PERSONAL SERVICES - PERMANENT					
18 OVERTIME					
20 CURRENT EXPENSES					
22 RENTS&LEASES OTHER THAN STATE					
24 MAINT. OTHER THAN BUILD. & GRNDS					
26 ORGANIZATIONAL DUES					
28 TRANSFERS TO GENERAL SERVICES					
30 EQUIPMENT NEW/REPLACEMENT					
49 TRANSFERS TO OTHER STATE AGENCS					
50 PERSONAL SERVICE-TEMP/APPOINTE					
60 BENEFITS					
70 IN-STATE TRAVEL					
80 OUT-OF-STATE TRAVEL					
90 CONTRACTS					
TOTAL				504,400	528,440
ESTIMATED SOURCE OF FUNDS FOR					
LAKES RESTORATION FUND					
03 REVOLVING FUNDS					
04 AGENCY INCOME					
05 PRIVATE LOCAL FUNDS					
TOTAL				46,200	46,654
93,396,752					
TOTAL					
ESTIMATED SOURCE OF FUNDS FOR					
DIVISION OF WATER					
FEDERAL FUNDS					
GENERAL FUNDS					
OTHER FUNDS					
TOTAL				38,748,160	38,980,080
				20,110,217	20,587,565
				33,538,375	33,768,342

		----- FISCAL YEAR 2004 -----		----- FISCAL YEAR 2005 -----	
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(CONT.)					
(CONT.)					
(CONT.)					
03 RESOURCE PROTECT'N & DEVELOP'T					
04 DEPT OF ENVIRONMENTAL SERVICES					
02 DIVISION OF WATER					
TOTAL		92,396,752		93,335,987	
03 RESOURCE PROTECT'N & DEVELOP'T					
04 DEPT OF ENVIRONMENTAL SERVICES					
03 DIVISION OF AIR RESOURCES					
01 STATE MATCHING FUNDS					
10 PERSONAL SERVICES - PERMANENT					
11 SALARY OF DIRECTOR					
20 CURRENT EXPENSES					
28 TRANSFERS TO GENERAL SERVICES					
49 TRANSFERS TO OTHER STATE AGENCIES					
60 BENEFITS					
90 SMALL BUSINESS PROGRAM					
TOTAL		430,979		428,242	
ESTIMATED SOURCE OF FUNDS FOR					
STATE MATCHING FUNDS					
GENERAL FUND					
TOTAL		430,979		428,242	
03 RESOURCE PROTECT'N & DEVELOP'T					
04 DEPT OF ENVIRONMENTAL SERVICES					
03 DIVISION OF AIR RESOURCES					
02 FEDERAL PROGRAMS					
01 SECTION 105 GRANT PPG					
10 PERSONAL SERVICES - PERMANENT					
11 OVERTIME					
20 CURRENT EXPENSES					
22 RENT/LEASES OTHER THAN STATE					
23 HEAT/ELECTRICITY & WATER					
24 MAINT OTHER THAN BULD. & GRNDS					
26 ORGANIZATIONAL DUES					
28 TRANSFERS TO GENERAL SERVICES					
30 EQUIPMENT NEW/REPLACEMENT					
40 INDIRECT COSTS					
41 AUDIT FUND SET ASIDE					
42 ADDITIONAL FRINGE BENEFITS					
49 TRANSFERS TO OTHER STATE AGENCIES					
50 PERSONAL SERVICE-TEMP/APPOINTEE					
59 PART-TIME - BENEFITTED					
60 BENEFITS					
70 IN-STATE TRAVEL					
80 OUT-OF-STATE TRAVEL					
91 CONTRACTUAL					
		865,081		867,958	
		3,000		3,000	
		53,000		53,000	
		5,000		5,000	
		13,000		13,000	
		15,000		15,000	
		500		500	
		46,347		46,938	
		50,000		50,000	
		22,369		22,956	
		1,559		1,593	
		55,004		56,445	
		66,334		66,334	
		5,000		5,000	
		20,000		20,000	
		321,573		330,038	
		7,300		7,300	
		15,000		15,000	
		10,000		10,000	

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03 RESOURCE PROTECT'N & DEVELOP'T				(CONT.)		
04 DEPT OF ENVIRONMENTAL SERVICES				(CONT.)		
03 DIVISION OF AIR RESOURCES				(CONT.)		
02 FEDERAL PROGRAMS				(CONT.)		
01 SECTION 105 GRANT PPG						
92 TRAINING				2,000		2,000
96 MEDICAL MONITORING				1,000		1,000
TOTAL				1,550,467		1,592,462
ESTIMATED SOURCE OF FUNDS FOR						
SECTION 105 GRANT PPG						
00 FEDERAL FUNDS				1,550,467		1,592,462
TOTAL				1,550,467		1,592,462
03 RESOURCE PROTECT'N & DEVELOP'T						
04 DEPT OF ENVIRONMENTAL SERVICES						
03 DIVISION OF AIR RESOURCES						
02 FEDERAL PROGRAMS						
02 SECTION 103 GRANT						
10 PERSONAL SERVICES - PERMANENT				70,726		73,905
18 OVERTIME				3,000		3,000
20 CURRENT EXPENSES				50,000		50,000
22 RENT'S & LEASES OTHER THAN STATE				3,000		3,000
23 HEAT, ELECTRICITY & WATER				11,000		11,000
24 MAINT. OTHER THAN BLDG. & GRNDS				2,325		2,325
26 TRANSFERS TO GENERAL SERVICES				4,412		4,470
28 TRANSFERS TO GENERAL SERVICES				60,000		60,000
30 EQUIPMENT NEW/REPLACEMENT				2,250		2,331
40 INDIRECT COSTS				2,294		2,399
41 AUDIT FUND SERVICE ASIDE				5,590		5,790
42 ADDITIONAL FUND SERVICE BENEFITS				327		327
49 TRANSFERS TO OTHER STATE AGENCIES				5,000		5,000
59 PERSONAL SERVICE TEMP/APPOINTEE				10,000		10,000
60 PARTTIME - BENEFITTED				31,362		32,538
60 BENEFITS				3,300		3,300
70 IN-STATE TRAVEL				3,300		3,300
80 OUT-OF STATE TRAVEL				28,000		28,000
90 FILTER ANALYSIS						
TOTAL				293,888		298,585
ESTIMATED SOURCE OF FUNDS FOR						
SECTION 103 GRANT						
00 FEDERAL FUNDS				293,888		298,585
TOTAL				293,888		298,585

----- FISCAL YEAR 2004 -----		----- FISCAL YEAR 2005 -----	
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03 RESOURCE PROTECT'N & DEVELOP'T			
04 DEPT OF ENVIRONMENTAL SERVICES			
03 DIVISION OF AIR RESOURCES			
02 FEDERAL PROGRAMS			
03 PRINTSTEPS PILOT PROGRAM			
20 CURRENT EXPENSES			
30 EQUIPMENT NEW/REPLACEMENT		1,500	1,100
40 INDIRECT COSTS		500	400
41 AUDIT FUND SET ASIDE		257	128
42 ADDITIONAL FRINGE BENEFITS		24	16
49 TRANSFERS TO OTHER STATE AGENCS		630	315
59 PART-TIME - BENEFITTED		200	200
60 BUY-OUT OF STATE TRAVEL		10,000	5,000
90 CONTRACTUAL		3,700	1,850
		1,600	1,600
		5,000	5,000
TOTAL		23,411	15,609
ESTIMATED SOURCE OF FUNDS FOR			
PRINTSTEPS PILOT PROGRAM			
00 FEDERAL FUNDS		23,411	15,609
TOTAL		23,411	15,609
03 RESOURCE PROTECT'N & DEVELOP'T			
04 DEPT OF ENVIRONMENTAL SERVICES			
03 DIVISION OF AIR RESOURCES			
02 FEDERAL PROGRAMS			
05 AIR TOXICS MONITORING SECT 103			
41 AUDIT FUND SET ASIDE			
49 TRANSFERS TO OTHER STATE AGENCS		6	6
		6,000	6,000
TOTAL		6,006	6,006
ESTIMATED SOURCE OF FUNDS FOR			
AIR TOXICS MONITORING SECT 103			
00 FEDERAL FUNDS		6,006	6,006
TOTAL		6,006	6,006
03 RESOURCE PROTECT'N & DEVELOP'T			
04 DEPT OF ENVIRONMENTAL SERVICES			
03 DIVISION OF AIR RESOURCES			
03 FEE PROGRAMS			
01 PERMIT FEE PROGRAM			
10 PERSONAL SERVICES - PERMANENT			
18 OVERTIME		645,088	658,187
20 CURRENT EXPENSES		10,000	10,000
22 RENT/LEASES OTHER THAN STATE		44,850	44,850
24 MAINT. OTHER THAN BUILD. & GRNDS		2,300	2,300
28 TRANSFERS TO GENERAL SERVICES		6,786	6,786
30 EQUIPMENT NEW/REPLACEMENT		33,105	33,527
49 TRANSFERS TO OTHER STATE AGENCS		32,500	32,500
50 PERSONAL SERVICE-TEMP/APPOINTE		49,629	49,629
59 PART-TIME - BENEFITTED		30,000	30,000
		170,000	170,000

HB 0001	PAGE	278	06/03/03	(CONT.)	(CONT.)	(CONT.)	(CONT.)	(CONT.)	(CONT.)	(CONT.)	(CONT.)	(CONT.)	(CONT.)	(CONT.)	(CONT.)	(CONT.)	(CONT.)	(CONT.)	(CONT.)	(CONT.)	(CONT.)	(CONT.)	(CONT.)	(CONT.)	(CONT.)	(CONT.)	(CONT.)	(CONT.)	(CONT.)	(CONT.)	(CONT.)	(CONT.)	(CONT.)	(CONT.)	(CONT.)	(CONT.)	(CONT.)	(CONT.)	(CONT.)	(CONT.)	(CONT.)	(CONT.)	(CONT.)	(CONT.)	(CONT.)	(CONT.)	(CONT.)	(CONT.)	(CONT.)	(CONT.)	(CONT.)	(CONT.)	(CONT.)	(CONT.)	(CONT.)	(CONT.)	(CONT.)	(CONT.)	(CONT.)	(CONT.)	(CONT.)	(CONT.)	(CONT.)	(CONT.)	(CONT.)	(CONT.)	(CONT.)	(CONT.)	(CONT.)	(CONT.)	(CONT.)	(CONT.)	(CONT.)	(CONT.)	(CONT.)	(CONT.)	(CONT.)	(CONT.)	(CONT.)	(CONT.)	(CONT.)	(CONT.)	(CONT.)	(CONT.)	(CONT.)	(CONT.)	(CONT.)	(CONT.)	(CONT.)	(CONT.)	(CONT.)	(CONT.)	(CONT.)	(CONT.)	(CONT.)	(CONT.)	(CONT.)	(CONT.)	(CONT.)	(CONT.)	(CONT.)	(CONT.)	(CONT.)	(CONT.)	(CONT.)	(CONT.)	(CONT.)	(CONT.)	(CONT.)	(CONT.)	(CONT.)	(CONT.)	(CONT.)	(CONT.)	(CONT.)	(CONT.)	(CONT.)	(CONT.)	(CONT.)	(CONT.)	(CONT.)	(CONT.)	(CONT.)	(CONT.)	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----- FISCAL YEAR 2004 -----			----- FISCAL YEAR 2005 -----		
H8 0001	PAGE 279	06/03/03			
03 RESOURCE PROTECT'N & DEVELOP'T					
04 DEPT OF ENVIRONMENTAL SERVICES					
03 DIVISION OF AIR RESOURCES					
03 FEE PROGRAMS					
03 TITLE V PERMITS					
D					
28 TRANSFERS TO GENERAL SERVICES			77,246		78,229
30 EQUIPMENT NEW/REPLACEMENT			35,000		35,000
49 TRANSFERS TO OTHER STATE AGENCIES			87,743		87,743
50 PERSONAL SERVICE-TEMP/APPOINTEE			40,000		40,000
59 PART-TIME - BENEFITTED			140,000		140,000
60 BENEFITS			629,102		644,964
70 IN-STATE TRAVEL			7,350		7,350
80 OUT-OF STATE TRAVEL			42,100		42,100
92 TRAINING			10,000		10,000
93 NEBHE			10,000		10,000
95 SBTAP			50,000		50,000
TOTAL			2,800,318	2,860.031	
ESTIMATED SOURCE OF FUNDS FOR					
TITLE V PERMITS					
06 AGENCY INCOME			2,800,318	2,860.031	
TOTAL			2,800,318	2,860.031	
I					
TOTAL			6,568,564	6,676,509	
ESTIMATED SOURCE OF FUNDS FOR					
DIVISION OF AIR RESOURCES					
FEDERAL FUNDS					
GENERAL FUND			1,881,772	1,912,662	
OTHER FUNDS			430,979	428,242	
TOTAL			4,255,813	4,335,605	
03 RESOURCE PROTECT'N & DEVELOP'T			6,568,564	6,676,509	
04 DEPT OF ENVIRONMENTAL SERVICES					
04 DIVISION OF WASTE MANAGEMENT					
01 HAZARDOUS WASTE PROGRAMS					
01 HAZARDOUS WASTE CLEANUP FUND					
10 PERSONAL SERVICES - PERMANENT					
18 OVERTIME			1,480,681	1,521,699	
20 CURRENT EXPENSES			61,000	61,000	
22 RENTS&LEASES OTHER THAN STATE			72,002	72,002	
24 MAINT-OTHER THAN BUILD. & GRNDS			8,000	8,000	
26 ORGANIZATIONAL DUES			13,396	13,396	
28 TRANSFERS TO GENERAL SERVICES			1,000	1,000	
30 EQUIPMENT NEW/REPLACEMENT			32,625	32,625	
49 TRANSFERS TO OTHER STATE AGENCIES			282,447	282,447	
50 PERSONAL SERVICE-TEMP/APPOINTEE			27,632	27,632	
51 CONSULTANTS--BENEFITTED			1,100	1,100	
59 PART-TIME - BENEFITTED			125,000	125,000	
60 BENEFITS			618,870	634,046	
70 IN-STATE TRAVEL			13,000	13,000	

HB 0001 PAGE 280 06/03/03			----- FISCAL YEAR 2004 -----		----- FISCAL YEAR 2005 -----	
(CONT.)						
03 RESOURCE PROTECT'N & DEVELOP'T						
04 DEPT OF ENVIRONMENTAL SERVICES						
04 DIVISION OF WASTE MANAGEMENT						
(CONT.)						
01 HAZARDOUS WASTE PROGRAMS						
(CONT.)						
01 HAZARDOUS WASTE CLEANUP FUND						
80 OUT-OF STATE TRAVEL			16,500		16,500	
90 HHW COLLECTION			250,000		250,000	
91 REMEDIAL ACTION			10,000		10,000	
92 CONTRACTS			418,800		418,800	
93 USED OIL GRANTS			100,000		100,000	
94 TUITION			2,000		2,000	
95 TECH ASSIST HW COORD			10,385		10,385	
96 MEDICAL MONITORING			13,000		13,000	
97 DISPOSAL - TAINTED OIL			8,000		8,000	
98 BERLIN PULP MILL CONTRACTUAL			500,000		250,000	
TOTAL			4,139,438		3,978,614	
ESTIMATED SOURCE OF FUNDS FOR						
HAZARDOUS WASTE CLEANUP FUND						
03 REVOLVING FUNDS						
TOTAL			4,139,438		3,978,614	
I			4,139,438		3,978,614	
THE FUNDS IN THESE APPROPRIATIONS SHALL NOT BE						
TRANSFERRED OR EXPENDED FOR ANY OTHER PURPOSE.						
03 RESOURCE PROTECT'N & DEVELOP'T						
04 DEPT OF ENVIRONMENTAL SERVICES						
04 DIVISION OF WASTE MANAGEMENT						
01 HAZARDOUS WASTE PROGRAMS						
02 RCRA PROGRAMS PPG						
10 PERSONAL SERVICES - PERMANENT			286,253		293,288	
18 OVERTIME			15,700		15,700	
20 CURRENT EXPENSES			30,684		30,684	
24 MAINT-OTHER THAN BUILD.& GRNDS			3,750		3,750	
28 TRANSFERS TO GENERAL SERVICES			15,449		15,446	
30 EQUIPMENT NEW/REPLACEMENT			25,000		25,000	
40 INDIRECT COSTS			8,687		9,789	
41 AUDIT FUND SET ASIDE			687		700	
42 ADDITIONAL FRINGE BENEFITS			21,796		24,503	
49 TRANSFERS TO OTHER STATE AGENCS			22,345		22,345	
50 PERSONAL SERVICE-TEMP/APPOINTE			35,656		35,656	
59 PART-TIME - BENEFITTED			60,000		60,000	
60 BENEFITS			136,651		139,254	
70 IN-STATE TRAVEL			4,500		4,500	
80 OUT-OF STATE TRAVEL			5,000		5,000	
90 CONTRACTUAL			10,000		10,000	
96 MEDICAL MONITORING			3,200		3,200	
TOTAL			685,358		699,015	

HB 0001	PAGE 281	06/03/03	----- FISCAL YEAR 2004 -----	----- FISCAL YEAR 2005 -----
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03 RESOURCE PROTECT'N & DEVELOP'T					
04 DEPT OF ENVIRONMENTAL SERVICES					
04 DIVISION OF WASTE MANAGEMENT					
01 HAZARDOUS WASTE PROGRAMS					
04 CORE PROGRAM					
42 ADDITIONAL FRINGE BENEFITS	D			16,679	17,031
46 CONSULTANTS				5,000	5,000
49 TRANSFERS TO OTHER STATE AGENCS	D			4,313	4,313
50 PERSONAL SERVICE-TEMP/APPOINTEE				4,180	4,180
59 PART-TIME - BENEFITTED				52,250	52,250
60 BENEFITS				98,274	100,347
70 IN-STATE TRAVEL				1,500	1,500
80 OUT-OF STATE TRAVEL				15,000	15,000
96 MEDICAL MONITORING				5,000	5,000
TOTAL				467,508	475,827
ESTIMATED SOURCE OF FUNDS FOR					
CORE PROGRAM				467,508	475,827
00 FEDERAL FUNDS				467,508	475,827
TOTAL				467,508	475,827
PERMANENT POSITIONS AND ASSOCIATED BENEFITS MAY					
BE TRANSFERRED FROM THIS PROGRAM TO SUB-					
COMPONENT 03-04-01-05, MULTI-SITE PROGRAM,					
AS ACTIVITY IN THIS PROGRAM DECREASES AND					
ACTIVITY IN THE LATTER PROGRAM INCREASES.					
PRIOR APPROVAL OF THE LEGISLATIVE FISCAL					
COMMITTEE AND GOVERNOR & COUNCIL IS REQUIRED					
BEFORE ANY POSITION IS TRANSFERRED.					
03 RESOURCE PROTECT'N & DEVELOP'T					
04 DEPT OF ENVIRONMENTAL SERVICES					
04 DIVISION OF WASTE MANAGEMENT					
01 HAZARDOUS WASTE PROGRAMS					
05 MULTI-SITE PROGRAM					
10 PERSONAL SERVICES - PERMANENT				230,354	236,695
18 OVERTIME				9,000	9,000
20 CURRENT EXPENSES				9,860	9,860
24 MAINT-OTHER THAN BUILD.& GRNDS	D			2,800	2,800
28 TRANSFERS TO GENERAL SERVICES				11,035	11,176
30 EQUIPMENT NEW/REPLACEMENT				12,000	12,000
40 INDIRECT COSTS	E			10,081	10,250
41 AUDIT FUND SET ASIDE				2,375	2,372
42 ADDITIONAL FRINGE BENEFITS	D			108,886	108,886
49 TRANSFERS TO OTHER STATE AGENCS	D			153,900	153,900
59 PART-TIME - BENEFITTED				145,504	147,850
60 BENEFITS				5,000	5,000
70 IN-STATE TRAVEL				5,000	5,000
80 OUT-OF STATE TRAVEL				5,000	5,000

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03 RESOURCE PROTECT'N & DEVELOP'T			(CONT.)		
04 DEPT OF ENVIRONMENTAL SERVICES			(CONT.)		
04 DIVISION OF WASTE MANAGEMENT			(CONT.)		
01 HAZARDOUS WASTE PROGRAMS			(CONT.)		
05 MULTI-SITE PROGRAM					
92 CONTRACTS				600,000	600,000
96 MEDICAL MONITORING				3,000	3,000
TOTAL				1,332,536	1,341,934
ESTIMATED SOURCE OF FUNDS FOR					
MULTI-SITE PROGRAM					
00 FEDERAL FUNDS				1,332,536	1,341,934
TOTAL				1,332,536	1,341,934
03 RESOURCE PROTECT'N & DEVELOP'T					
04 DEPT OF ENVIRONMENTAL SERVICES					
04 DIVISION OF WASTE MANAGEMENT					
01 HAZARDOUS WASTE PROGRAMS					
06 KEEFE HAZARDOUS WASTE SITE					
18 OVERTIME				2,200	2,200
20 CURRENT EXPENSES				2,500	2,500
30 EQUIPMENT NEW/REPLACEMENT				2,500	2,500
40 INDIRECT COSTS				1,044	1,044
41 AUDIT FUND SET ASIDE				478	478
42 ADDITIONAL FRINGE BENEFITS				2,564	2,564
49 TRANSFERS TO OTHER STATE AGENCIES				16,018	16,018
59 PART-TIME - BENEFITTED				38,500	38,500
60 BENEFITS				15,059	15,059
70 IN-STATE TRAVEL				2,500	2,500
80 OUT-OF-STATE TRAVEL				2,000	2,000
91 ENGINEERING CONTRACTS				400,000	400,000
96 MEDICAL MONITORING				1,000	1,000
TOTAL				486,363	486,363
ESTIMATED SOURCE OF FUNDS FOR					
KEEFE HAZARDOUS WASTE SITE					
00 FEDERAL FUNDS				477,726	477,726
07 AGENCY INCOME				8,637	8,637
TOTAL				486,363	486,363

ONE POSITION AND ASSOCIATED BENEFITS MAY BE TRANSFERRED FROM THIS PROGRAM TO SUB-COMPONENT 03-04-06-01-05, MULTI-SITE PROGRAM, AS ACTIVITY IN THIS PROGRAM DECREASES AND ACTIVITY IN THE LATTER PROGRAM INCREASES. PRIOR APPROVAL OF THE LEGISLATIVE FISCAL COMMITTEE AND GOVERNOR'S COUNCIL IS REQUIRED BEFORE ANY POSITION IS TRANSFERRED.

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03 RESOURCE PROTECT'N & DEVELOP'T								
04 DEPT OF ENVIRONMENTAL SERVICES								
01 DIVISION OF WASTE MANAGEMENT								
01 HAZARDOUS WASTE PROGRAMS								
07 KEARSARGE HAZARDOUS WASTE SITE								
18 OVERTIME			2,200		2,200			
20 CURRENT EXPENSES			1,800		1,800			
24 MAINT. OTHER THAN BUILD. & GRNDS			750		750			
30 EQUIPMENT NEW/REPLACEMENT			3,000		3,000			
40 INDIRECT COSTS	E		1,044		1,044			
41 AUDIT FUND SET ASIDE	D		479		479			
42 ADDITIONAL FRINGE BENEFITS	D		2,564		2,564			
49 TRANSFERS TO OTHER STATE AGENCS	D		15,813		15,813			
59 PART-TIME - BENEFITTED			38,500		38,500			
60 BENEFITS			15,059		15,059			
70 IN-STATE TRAVEL			2,500		2,500			
80 OUT-OF STATE TRAVEL			2,000		2,000			
90 CONTRACTUAL			401,000		401,000			
TOTAL			486,709		486,709		486,709	
ESTIMATED SOURCE OF FUNDS FOR								
KEARSARGE HAZARDOUS WASTE SITE								
00 FEDERAL FUNDS			478,138		478,138		478,138	
07 AGENCY INCOME			8,571		8,571		8,571	
TOTAL	I		486,709		486,709		486,709	
03 RESOURCE PROTECT'N & DEVELOP'T								
04 DEPT OF ENVIRONMENTAL SERVICES								
01 DIVISION OF WASTE MANAGEMENT								
01 HAZARDOUS WASTE PROGRAMS								
08 PEASE HAZARDOUS WASTE SITE								
10 PERSONAL SERVICES - PERMANENT			172,199		176,808			
18 OVERTIME			13,192		13,192			
20 CURRENT EXPENSES			12,502		12,502			
22 RENT/LEASES OTHER THAN STATE			1,958		1,958			
24 MAINT. OTHER THAN BUILD. & GRNDS			1,200		1,200			
28 TRANSFERS TO GENERAL SERVICES	D		4,470		4,470			
30 EQUIPMENT NEW/REPLACEMENT			5,000		5,000			
40 INDIRECT COSTS	E		5,056		5,174			
41 AUDIT FUND SET ASIDE	D		349		349			
42 ADDITIONAL FRINGE BENEFITS	D		12,199		12,489			
49 TRANSFERS TO OTHER STATE AGENCS	D		10,610		10,610			
50 PERSONAL SERVICE-TEMP/APPOINTE	D		4,617		4,617			
59 PART-TIME - BENEFITTED			8,244		8,244			
60 BENEFITS			71,998		73,703			
70 IN-STATE TRAVEL			10,000		10,000			
80 OUT-OF STATE TRAVEL			5,000		5,000			
92 CONTRACTS			3,013		3,013			
96 MEDICAL MONITORING			1,000		1,000			
TOTAL			348,551		355,336		355,336	
ESTIMATED SOURCE OF FUNDS FOR								
PEASE HAZARDOUS WASTE SITE								

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03 RESOURCE PROTECT'N & DEVELOP'T								
04 DEPT OF ENVIRONMENTAL SERVICES								
04 DIVISION OF WASTE MANAGEMENT								
01 HAZARDOUS WASTE PROGRAMS								
08 PEASE HAZARDOUS WASTE SITE								
00 FEDERAL FUNDS								
TOTAL					348,551		355,336	
					348,551		355,336	
03 RESOURCE PROTECT'N & DEVELOP'T								
04 DEPT OF ENVIRONMENTAL SERVICES								
04 DIVISION OF WASTE MANAGEMENT								
01 HAZARDOUS WASTE PROGRAMS								
09 MOTTLOLO HAZARDOUS WASTE SITE								
18 OVERTIME								
20 CURRENT EXPENSES					1,650		1,650	
30 EQUIPMENT NEW/REPLACEMENT					1,500		1,500	
40 INDIRECT COSTS					1,500		1,500	
41 AUDIT FUND SET ASIDE					494		494	
42 ADDITIONAL FRINGE BENEFITS					40		40	
49 TRANSFERS TO OTHER STATE AGENCS					1,213		1,213	
59 PART-TIME - BENEFITTED					10,477		10,477	
60 BENEFITS					17,600		17,600	
70 IN-STATE TRAVEL					7,123		7,123	
80 OUT-OF STATE TRAVEL					1,000		1,000	
96 MEDICAL MONITORING					1,000		1,000	
500					500		500	
TOTAL					44,097		44,097	
ESTIMATED SOURCE OF FUNDS FOR								
MOTTLOLO HAZARDOUS WASTE SITE								
00 FEDERAL FUNDS					39,687		39,687	
07 AGENCY INCOME					4,410		4,410	
TOTAL					44,097		44,097	
03 RESOURCE PROTECT'N & DEVELOP'T								
04 DEPT OF ENVIRONMENTAL SERVICES								
04 DIVISION OF WASTE MANAGEMENT								
01 HAZARDOUS WASTE PROGRAMS								
10 SAVAGE HAZARDOUS WASTE SITE								
18 OVERTIME								
20 CURRENT EXPENSES					3,300		3,300	
23 HEAT, ELECTRICITY & WATER					4,000		4,000	
30 EQUIPMENT NEW/REPLACEMENT					1,500		1,500	
40 INDIRECT COSTS					4,000		4,000	
41 AUDIT FUND SET ASIDE					1,495		1,495	
42 ADDITIONAL FRINGE BENEFITS					420		420	
49 TRANSFERS TO OTHER STATE AGENCS					3,672		3,672	
59 PART-TIME - BENEFITTED					29,397		29,397	
60 BENEFITS					55,000		55,000	
70 IN-STATE TRAVEL					21,571		21,571	
80 OUT-OF STATE TRAVEL					3,000		3,000	
90 CONTRACTUAL					3,000		3,000	
500,000					500,000		500,000	

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03 RESOURCE PROTECT'N & DEVELOP'T								
04 DEPT OF ENVIRONMENTAL SERVICES								
04 DIVISION OF WASTE MANAGEMENT								
01 HAZARDOUS WASTE PROGRAMS								
10 SAVAGE HAZARDOUS WASTE SITE								
96 MEDICAL MONITORING								
TOTAL								
ESTIMATED SOURCE OF FUNDS FOR								
SAVAGE HAZARDOUS WASTE SITE								
00 FEDERAL FUNDS								
07 AGENCY INCOME								
TOTAL								
03 RESOURCE PROTECT'N & DEVELOP'T								
04 DEPT OF ENVIRONMENTAL SERVICES								
04 DIVISION OF WASTE MANAGEMENT								
01 HAZARDOUS WASTE PROGRAMS								
11 BEEDE OIL HAZARDOUS WASTE SITE								
18 OVERTIME								
20 CURRENT EXPENSES								
22 RENTS&LEASES OTHER THAN STATE								
24 MAINT.OTHER THAN BUILD.& GRNDS								
30 EQUIPMENT NEW/REPLACEMENT								
40 INDIRECT COSTS								
40 INDIRECT COSTS								
41 AUDIT FUND SET ASIDE								
42 ADDITIONAL FRINGE BENEFITS								
49 TRANSFERS TO OTHER STATE AGENCS								
59 PART-TIME - BENEFITTED								
60 BENEFITS								
70 IN-STATE TRAVEL								
80 OUT-OF STATE TRAVEL								
91 CONTRACTS								
TOTAL								
ESTIMATED SOURCE OF FUNDS FOR								
BEEDE OIL HAZARDOUS WASTE SITE								
00 FEDERAL FUNDS								
TOTAL								
03 RESOURCE PROTECT'N & DEVELOP'T								
04 DEPT OF ENVIRONMENTAL SERVICES								
04 DIVISION OF WASTE MANAGEMENT								
01 HAZARDOUS WASTE PROGRAMS								
12 NH PLATING HAZRD WASTE SITE								
18 OVERTIME								
20 CURRENT EXPENSES								
30 EQUIPMENT NEW/REPLACEMENT								
40 INDIRECT COSTS								
41 AUDIT FUND SET ASIDE								
42 ADDITIONAL FRINGE BENEFITS								

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03 RESOURCE PROTECT'N & DEVELOP'T				(CONT.)		
04 DEPT OF ENVIRONMENTAL SERVICES				(CONT.)		
04 DIVISION OF WASTE MANAGEMENT				(CONT.)		
01 HAZARDOUS WASTE PROGRAMS				(CONT.)		
12 NH PLATING HAZRD WASTE SITE						
69 TRANSFERS TO OTHER STATE AGENCS				25,105		25,105
59 PART-TIME - BENEFITTED				52,190		54,960
70 PL-STATE TRAVEL				21,556		21,556
80 OUT-OF-STATE TRAVEL				2,500		2,500
92 CONTRACTUAL				1,500		1,500
				11,500		11,500
TOTAL				137,713		137,713
ESTIMATED SOURCE OF FUNDS FOR						
NH PLATING HAZRD WASTE SITE						
00 FEDERAL FUNDS				125,091		125,091
07 AGENCY INCOME				12,622		12,622
TOTAL				137,713		137,713
03 RESOURCE PROTECT'N & DEVELOP'T						
04 DEPT OF ENVIRONMENTAL SERVICES						
04 DIVISION OF WASTE MANAGEMENT						
01 HAZARDOUS WASTE PROGRAMS						
13 VOLUNTARY CLEANUP PROGRAM						
10 PERSONAL SERVICES - PERMANENT				292,227		296,782
18 OVERTIME				6,300		6,300
20 CURRENT EXPENSES				17,220		17,220
24 MAINT-OTHER THAN BUIL.D. & GRNDS				1,649		1,649
26 ORGANIZATIONAL DUES				2,000		2,000
28 TRANSFERS TO GENERAL SERVICES				8,828		8,941
30 EQUIPMENT NEW/REPLACEMENT				15,000		15,000
40 INDIRECT COSTS				6,954		8,713
41 AUDIT FUND SET ASIDE				994		1,009
42 ADDITIONAL FRINGE BENEFITS				15,601		21,327
49 TRANSFERS TO OTHER STATE AGENCS				38,582		38,582
59 PART-TIME - BENEFITTED				40,000		40,000
60 BENEFITS TRAVEL				125,255		126,960
70 IN-STATE TRAVEL				12,000		5,000
90 CONTRACTUAL				400,000		14,000
96 MCD MONITORING				4,000		400,000
						4,000
TOTAL				993,610		1,007,463
ESTIMATED SOURCE OF FUNDS FOR						
VOLUNTARY CLEANUP PROGRAM						
00 FEDERAL FUNDS				993,610		1,007,463
TOTAL				993,610		1,007,463

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03 RESOURCE PROTECT'N & DEVELOP'T								
04 DEPT OF ENVIRONMENTAL SERVICES								
04 DIVISION OF WASTE MANAGEMENT								
01 HAZARDOUS WASTE PROGRAMS								
14 BROWNSFIELDS SRF ADMIN								
18 OVERTIME								
20 CURRENT EXPENSES								
30 EQUIPMENT NEW/REPLACEMENT								
40 INDIRECT COSTS								
41 AUDIT FUND SET ASIDE								
42 ADDITIONAL FRINGE BENEFITS								
49 TRANSFERS TO OTHER STATE AGENCIES								
59 PART-TIME - BENEFITTED								
60 BENEFITS								
70 IN-STATE TRAVEL								
80 OUT-OF STATE TRAVEL								
90 CONTRACTUAL								
TOTAL					86,593		86,593	
ESTIMATED SOURCE OF FUNDS FOR								
BROWNSFIELDS SRF ADMIN								
00 FEDERAL FUNDS					86,593		86,593	
TOTAL					86,593		86,593	
03 RESOURCE PROTECT'N & DEVELOP'T								
04 DEPT OF ENVIRONMENTAL SERVICES								
04 DIVISION OF WASTE MANAGEMENT								
01 HAZARDOUS WASTE PROGRAMS								
15 BROWNSFIELDS SRF LOANS								
41 AUDIT FUND SET ASIDE								
90 LOAN ADMINISTRATION								
TOTAL					750,751		750,751	
ESTIMATED SOURCE OF FUNDS FOR								
BROWNSFIELDS SRF LOANS								
00 FEDERAL FUNDS					750,751		750,751	
TOTAL					750,751		750,751	
03 RESOURCE PROTECT'N & DEVELOP'T								
04 DEPT OF ENVIRONMENTAL SERVICES								
04 DIVISION OF WASTE MANAGEMENT								
01 HAZARDOUS WASTE PROGRAMS								
18 BROWNSFIELDS SITE ASSESSMENT								
41 AUDIT FUND SET ASIDE								
90 CONTRACTUAL								
TOTAL					200,201		200,201	
ESTIMATED SOURCE OF FUNDS FOR								
BROWNSFIELDS SITE ASSESSMENT								
00 FEDERAL FUNDS					200,201		200,201	
TOTAL					200,201		200,201	

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03 RESOURCE PROTECT'N & DEVELOP'T			
04 DEPT OF ENVIRONMENTAL SERVICES			
04 DIVISION OF WASTE MANAGEMENT			
01 HAZARDOUS WASTE PROGRAMS			
19 MOHAWK TANNERY CO-OP AGREEMENT			
18 OVERTIME		3,000	3,000
20 CURRENT EXPENSES		10,040	10,040
40 INDIRECT COSTS	E	2,461	2,461
41 ADDITIONAL REVENUE	D	1,422	1,422
42 ADDITIONAL BENEFITS	D	6,045	6,045
49 TRANSFERS TO OTHER STATE AGENCIES	D	62,700	62,700
59 PART-TIME - BENEFITTED		32,950	32,950
60 BENEFITS		35,502	35,502
70 IN-STATE TRAVEL		3,200	3,200
80 OUT-OF-STATE TRAVEL		4,300	4,300
92 CONTRACTS		3,200	3,200
TOTAL		1,200,000	1,200,000
ESTIMATED SOURCE OF FUNDS FOR		1,421,620	1,421,620
MOHAWK TANNERY CO-OP AGREEMENT			
00 FEDERAL FUNDS		1,421,620	1,421,620
TOTAL		1,421,620	1,421,620
03 RESOURCE PROTECT'N & DEVELOP'T			
04 DEPT OF ENVIRONMENTAL SERVICES			
04 DIVISION OF WASTE MANAGEMENT			
02 SOLID WASTE PROGRAMS			
01 SOLID WASTE ENFORC & PERMITS			
10 PERSONAL SERVICES - PERMANENT		638,646	651,914
18 OVERTIME		12,000	12,000
20 CURRENT EXPENSES		39,109	35,249
22 RENT/LEASES OTHER THAN STATE		3,872	3,872
24 MAINT.-OTHER THAN BUILD. & GRNDS		7,560	7,560
26 ORGANIZATIONAL DUES		3,000	3,000
28 TRANSFERS TO GENERAL SERVICES	D	35,312	35,762
30 EQUIPMENT NEW/REPLACEMENT		19,200	19,200
49 TRANSFERS TO OTHER STATE AGENCIES	D	6,017	6,017
50 PERSONAL SERVICE-TEMP/APPOINTEE		8,276	8,276
70 BENEFITS		241,372	246,281
70 IN-STATE TRAVEL		3,751	3,751
80 OUT-OF-STATE TRAVEL		2,752	2,752
90 20% GRANTS TO TOWNS-LANDFILL	F	2,335,764	2,471,836
TOTAL		3,356,631	3,505,470
ESTIMATED SOURCE OF FUNDS FOR			
SOLID WASTE ENFORC & PERMITS		3,356,631	3,505,470
GENERAL FUND		3,356,631	3,505,470
TOTAL		3,356,631	3,505,470

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03 RESOURCE PROTECT'N & DEVELOP'T					
04 DEPT OF ENVIRONMENTAL SERVICES					
04 DIVISION OF WASTE MANAGEMENT					
02 SOLID WASTE PROGRAMS					
02 COMMUNITY ASSISTANCE					
10 PERSONAL SERVICES - PERMANENT					
20	CURRENT EXPENSES	214,291		220,589	
24	MAINT-OTHER THAN BUILD.& GRNDS	16,460		16,440	
26	ORGANIZATIONAL DUES	2,520		2,520	
28	TRANSFERS TO GENERAL SERVICES	5,250		5,250	
30	EQUIPMENT NEW/REPLACEMENT	11,035		11,250	
49	TRANSFERS TO OTHER STATE AGENCS	2,000		1,176	
60	BENEFITS	668		2,608	
70	IN-STATE TRAVEL	79,288		81,618	
80	OUT-OF STATE TRAVEL	2,000		2,000	
		4,000		4,000	
TOTAL		337,492		346,261	
ESTIMATED SOURCE OF FUNDS FOR					
COMMUNITY ASSISTANCE					
GENERAL FUND					
TOTAL		337,492		346,261	
03 RESOURCE PROTECT'N & DEVELOP'T					
04 DEPT OF ENVIRONMENTAL SERVICES					
04 DIVISION OF WASTE MANAGEMENT					
03 COMBINED PROGRAMS					
01 COMBINED PROGRAMS					
10 PERSONAL SERVICES - PERMANENT					
11	PERSONAL SERVICES-UNCLASSIFIED	281,310		289,706	
18	OVERTIME	84,432		84,432	
20	CURRENT EXPENSES	4,350		4,350	
22	RENTSALEASES OTHER THAN STATE	27,515		27,515	
24	MAINT-OTHER THAN BUILD.& GRNDS	2,860		2,860	
26	ORGANIZATIONAL DUES	3,780		3,780	
28	TRANSFERS TO GENERAL SERVICES	2,000		2,000	
30	EQUIPMENT NEW/REPLACEMENT	17,656		17,880	
49	TRANSFERS TO OTHER STATE AGENCS	2,786		2,786	
50	PERSONAL SERVICE-TEMP/APPOINTE	4,508		4,508	
60	BENEFITS	18,914		18,914	
70	IN-STATE TRAVEL	138,382		141,489	
80	OUT-OF STATE TRAVEL	3,831		3,831	
		1,808		1,808	
TOTAL		594,132		605,861	
ESTIMATED SOURCE OF FUNDS FOR					
COMBINED PROGRAMS					
GENERAL FUND					
TOTAL		594,132		605,861	
		594,132		605,861	

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03 RESOURCE PROTECT'N & DEVELOP'T							
04 DEPT OF ENVIRONMENTAL SERVICES							
04 DIVISION OF WASTE MANAGEMENT							
04 OIL REMEDIATION PROGRAMS							
01 OIL POLLUTION CONTROL FUND							
10 PERSONAL SERVICES - PERMANENT							
18 OVERTIME					529,785		544,242
20 CURRENT EXPENSES					87,780		90,413
22 RENTALS/LEASES OTHER THAN STATE					59,000		60,772
23 HEAT, ELECTRICITY & WATER					32,000		32,960
24 ORGANIZATIONAL TRAVEL & GRNDS					1,000		1,030
24 ORGANIZATIONAL TRAVEL & GRNDS					6,800		6,897
28 TRANSFERS TO GENERAL SERVICES					24,277		24,824
30 EQUIPMENT NEW/REPLACEMENT					80,000		82,566
49 TRANSFERS TO OTHER STATE AGENCS					242,873		252,962
59 PERSONAL SERVICE-TEMP/APPOINTEE					33,440		34,443
59 PART-TIME - BENEFITTED					93,432		94,235
60 BENEFITS					265,627		275,064
70 IN-STATE TRAVEL					8,000		8,241
80 OUT-OF STATE TRAVEL					11,134		11,468
91 OIL SPILL FORCE ACCOUNT					300,000		309,000
92 CONTRACTUAL					1,100,000		1,133,000
TOTAL						2,875,844	2,966,517
ESTIMATED SOURCE OF FUNDS FOR							
OIL POLLUTION CONTROL FUND							
05 PRIVATE LOCAL FUNDS						28,783	29,690
09 AGENCY INCOME						2,847,061	2,936,827
TOTAL						2,875,844	2,966,517
03 RESOURCE PROTECT'N & DEVELOP'T							
04 DEPT OF ENVIRONMENTAL SERVICES							
04 DIVISION OF WASTE MANAGEMENT							
04 OIL REMEDIATION PROGRAMS							
02 FEDERAL UST PROGRAM PPG							
10 PERSONAL SERVICES - PERMANENT							
24 MAINT-OTHER THAN BUILD.& GRNDS					138,758		141,982
28 TRANSFERS TO GENERAL SERVICES					1,299		1,338
40 TRAVEL COSTS					6,621		6,705
41 AUDIT FUND SET ASIDE					4,220		4,180
42 ADDITIONAL FRINGE BENEFITS					10,012		10,525
49 TRANSFERS TO OTHER STATE AGENCS					7,545		7,687
60 BENEFITS					51,340		52,533
TOTAL						219,872	224,775
ESTIMATED SOURCE OF FUNDS FOR							
FEDERAL UST PROGRAM PPG							
00 FEDERAL FUNDS						219,872	224,775
TOTAL						219,872	224,775

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03 RESOURCE PROTECT'N & DEVELOP'T			
04 DEPT OF ENVIRONMENTAL SERVICES			
04 DIVISION OF WASTE MANAGEMENT			
04 OIL REMEDIATION PROGRAMS			
03 LUST TRUST PROGRAM			
10 PERSONAL SERVICES - PERMANENT			
18 OVERTIME			
20 CURRENT EXPENSES			
22 RENT&LEASES OTHER THAN STATE			
24 MAINT.OTHER THAN BUILD.& GRNDS			
26 ORGANIZATIONAL DUES			
28 TRANSFERS TO GENERAL SERVICES			
30 EQUIPMENT NEW/REPLACEMENT			
40 INDIRECT COSTS			
41 AUDIT FUND SET ASIDE			
42 ADDITIONAL PRIME BENEFITS			
49 TRANSFRS TO OTHER STATE AGENCS			
50 PERSONAL SERVICE TEMP/APPOINTE			
60 BENEFITS - BENEFITTED			
70 IN-STATE TRAVEL			
80 OUT-OF STATE TRAVEL			
90 CONTRACTUAL			
91 CONTRACTUAL			
TOTAL		1,268,608	1,305,892
ESTIMATED SOURCE OF FUNDS FOR			
LUST TRUST PROGRAM			
00 FEDERAL FUNDS		1,268,608	1,305,892
TOTAL		1,268,608	1,305,892
03 RESOURCE PROTECT'N & DEVELOP'T			
04 DEPT OF ENVIRONMENTAL SERVICES			
04 DIVISION OF WASTE MANAGEMENT			
04 OIL REMEDIATION PROGRAMS			
04 LUST COST RECOVERY FUND			
10 PERSONAL SERVICES - PERMANENT			
18 OVERTIME			
20 CURRENT EXPENSES			
24 MAINT.OTHER THAN BUILD.& GRNDS			
28 TRANSFRS TO GENERAL SERVICES			
30 EQUIPMENT NEW/REPLACEMENT			
40 INDIRECT COSTS			
41 AUDIT FUND SET ASIDE			
42 ADDITIONAL PRIME BENEFITS			
49 TRANSFRS TO OTHER STATE AGENCS			
50 PERSONAL SERVICE TEMP/APPOINTE			
60 BENEFITS - BENEFITTED			
70 IN-STATE TRAVEL			
80 OUT-OF STATE TRAVEL			
90 CONTRACTUAL			
91 CONTRACTUAL			
TOTAL		151,865	154,816
ESTIMATED SOURCE OF FUNDS FOR		8,360	8,611
LUST COST RECOVERY FUND		2,000	2,060
03 REVOLVING FUNDS		1,299	1,338
TOTAL		16,821	16,705
03 RESOURCE PROTECT'N & DEVELOP'T		14,420	14,420
04 DEPT OF ENVIRONMENTAL SERVICES		16,522	16,522
04 DIVISION OF WASTE MANAGEMENT		16,300	16,300
04 OIL REMEDIATION PROGRAMS		36,843	37,946
04 LUST COST RECOVERY FUND		75,374	74,982
10 PERSONAL SERVICES - PERMANENT			
18 OVERTIME			
20 CURRENT EXPENSES			
24 MAINT.OTHER THAN BUILD.& GRNDS			
28 TRANSFRS TO GENERAL SERVICES			
30 EQUIPMENT NEW/REPLACEMENT			
40 INDIRECT COSTS			
41 AUDIT FUND SET ASIDE			
42 ADDITIONAL PRIME BENEFITS			
49 TRANSFRS TO OTHER STATE AGENCS			
50 PERSONAL SERVICE TEMP/APPOINTE			
60 BENEFITS - BENEFITTED			
70 IN-STATE TRAVEL			
80 OUT-OF STATE TRAVEL			
90 CONTRACTUAL			
91 CONTRACTUAL			
TOTAL		316,884	323,582
ESTIMATED SOURCE OF FUNDS FOR			
LUST COST RECOVERY FUND			
03 REVOLVING FUNDS		316,884	323,582
TOTAL		316,884	323,582
TOTAL		21,660,343	21,868,025

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03 RESOURCE PROTECT'N & DEVELOP'T		(CONT.)			
04 DEPT OF ENVIRONMENTAL SERVICES		(CONT.)			
05 ADMINISTRATIVELY ATTACHED BDS		(CONT.)			
06 DIVISION OF WASTE MANAGEMENT		(CONT.)			
ESTIMATED SOURCE OF FUNDS FOR					
DIVISION OF WASTE MANAGEMENT					
FEDERAL FUNDS		9,743,543		9,837,744	
GENERAL FUND		4,537,138		4,716,072	
OTHER FUNDS		7,379,662		7,316,209	
TOTAL		21,660,343		21,868,025	
03 RESOURCE PROTECT'N & DEVELOP'T					
04 DEPT OF ENVIRONMENTAL SERVICES					
05 ADMINISTRATIVELY ATTACHED BDS					
06 DIVISION OF WASTE MANAGEMENT					
01 OIL DISCHRG & DISPOSAL CLEANUP					
10 PERSONAL SERVICES - PERMANENT		350,602		357,672	
18 OVERTIME		53,440		54,443	
20 CURRENT EXPENSES		2,602		24,311	
22 RENT/LEASES OTHER THAN STATE		6,887		2,060	
24 MAINT OTHER THAN BUILD & GRNDS		15,649		4,947	
28 TRANSFERS TO GENERAL SERVICES		13,500		13,646	
30 EQUIPMENT NEW/REPLACEMENT		67,240		13,595	
39 TRANSFERS TO OTHER STATE AGENCS		8,360		69,539	
50 PERSONAL SERVICE-TEMP/APPOINTE		54,897		8,611	
59 PART-TIME - BENEFITTED		183,047		56,544	
60 BENEFITS		5,600		166,662	
70 IN-STATE TRAVEL		8,000		5,768	
80 OUT-OF STATE TRAVEL		8,000		8,241	
90 UST REIMBURSEMENTS		8,000,000		8,240,000	
TOTAL		8,750,624		9,008,349	
ESTIMATED SOURCE OF FUNDS FOR					
OIL DISCHRG & DISPOSAL CLEANUP					
09 AGENCY INCOME		8,750,624		9,008,349	
TOTAL		8,750,624		9,008,349	
03 RESOURCE PROTECT'N & DEVELOP'T					
04 DEPT OF ENVIRONMENTAL SERVICES					
05 ADMINISTRATIVELY ATTACHED BDS					
06 DIVISION OF WASTE MANAGEMENT					
01 OIL DISCHRG & DISPOSAL CLEANUP					
10 PERSONAL SERVICES - PERMANENT		56,023		56,788	
18 OVERTIME		7,315		7,534	
20 CURRENT EXPENSES		7,000		7,210	
22 RENT/LEASES OTHER THAN STATE		1,000		1,030	
24 MAINT OTHER THAN BUILD & GRNDS		866		892	
28 TRANSFERS TO GENERAL SERVICES		2,207		2,235	
30 EQUIPMENT NEW/REPLACEMENT		6,500		6,695	

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03 RESOURCE PROTECT'N & DEVELOP'T					
04 DEPT OF ENVIRONMENTAL SERVICES					
05 ADMINISTRATIVELY ATTACHED BDS					
01 OIL BOARD PROGRAMS					
02 OLD DISCHRG & DISPOSAL CLEANUP					
D					
49 TRANSFERS TO OTHER STATE AGENCS				19,062	20,211
50 PERSONAL SERVICE-TEMP/APPOINTE				20,000	20,600
59 PART-TIME - BENEFITTED				30,000	30,000
60 BENEFITS				36,066	36,476
70 IN-STATE TRAVEL				1,500	1,545
80 OUT-OF STATE TRAVEL				4,000	4,120
90 AST REIMBURSEMENTS				1,100,000	1,133,000
92 TRAINING				4,000	4,120
TOTAL				1,295,539	1,332,456
ESTIMATED SOURCE OF FUNDS FOR					
OLD DISCHRG & DISPOSAL CLEANUP					
09 AGENCY INCOME				1,295,539	1,332,456
TOTAL				1,295,539	1,332,456
03 RESOURCE PROTECT'N & DEVELOP'T					
04 DEPT OF ENVIRONMENTAL SERVICES					
05 ADMINISTRATIVELY ATTACHED BDS					
01 OIL BOARD PROGRAMS					
03 MOTOR OIL CLEANUP FUND					
I					
10 PERSONAL SERVICES - PERMANENT				31,727	33,053
18 OVERTIME				2,500	2,575
20 CURRENT EXPENSES				2,500	2,575
24 MAINT-OTHER THAN BUILD.& GRNDS				2,433	2,446
28 TRANSFERS TO GENERAL SERVICES				2,207	2,235
30 EQUIPMENT NEW/REPLACEMENT				1,500	1,545
49 TRANSFERS TO OTHER STATE AGENCS				13,987	15,136
59 PART-TIME - BENEFITTED				30,000	30,000
60 BENEFITS				23,764	24,283
70 IN-STATE TRAVEL				1,000	1,030
90 REIMBURSEMENTS				300,000	309,000
TOTAL				409,618	421,878
ESTIMATED SOURCE OF FUNDS FOR					
MOTOR OIL CLEANUP FUND					
09 AGENCY INCOME				409,618	421,878
TOTAL				409,618	421,878

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03 RESOURCE PROTECT'N & DEVELOP'T					
04 DEPT OF ENVIRONMENTAL SERVICES					
05 ADMINISTRATIVELY ATTACHED BDS					
01 OIL BOARD PROGRAMS					
04 FUEL OIL CLEANUP FUND					
10 PERSONAL SERVICES - PERMANENT					
18 OVERTIME		104,294		105,691	
20 CURRENT EXPENSES		6,270		6,458	
22 RENT/LEASES OTHER THAN STATE		4,000		4,120	
24 MAINT.-OTHER THAN BUILD.& GRNDS		1,000		1,030	
26 TRANSFERS TO GENERAL SERVICES	D	866		892	
30 EQUIPMENT NEW/REPLACEMENT		4,414		4,470	
49 TRANSFERS TO OTHER STATE AGENCS	D	10,000		10,300	
50 PERSONAL SERVICE-TEMP/APPOINTE		20,225		21,374	
59 PART-TIME - BENEFITTED		5,225		5,382	
70 BENEFITS		50,292		51,801	
70 IN-STATE TRAVEL		59,917		61,073	
80 OUT-OF STATE TRAVEL		1,000		1,030	
90 ON-PREMISE REIMBURSEMENTS		2,500		2,576	
91 BULK-FACILITY REIMBURSEMENTS		2,500,000		2,575,000	
92 RELEASE PREVENTION		250,000		257,500	
93 LEGAL SERVICES		10,000		10,300	
TOTAL		3,780,003		3,891,497	
ESTIMATED SOURCE OF FUNDS FOR					
FUEL OIL CLEANUP FUND					
09 AGENCY INCOME	I	3,780,003		3,891,497	
TOTAL		3,780,003		3,891,497	
03 RESOURCE PROTECT'N & DEVELOP'T					
04 DEPT OF ENVIRONMENTAL SERVICES					
05 ADMINISTRATIVELY ATTACHED BDS					
01 OIL BOARD PROGRAMS					
05 GAS REMEDIATION & ELIM ETHER					
10 PERSONAL SERVICES - PERMANENT					
18 OVERTIME		212,180		214,228	
20 CURRENT EXPENSES		16,000		16,480	
24 MAINT.-OTHER THAN BUILD.& GRNDS		10,000		10,300	
26 TRANSFERS TO GENERAL SERVICES	D	2,852		2,938	
30 EQUIPMENT NEW/REPLACEMENT		8,828		8,941	
49 TRANSFERS TO OTHER STATE AGENCS	D	6,000		6,180	
50 PERSONAL SERVICE-TEMP/APPOINTE		30,254		31,154	
59 PART-TIME - BENEFITTED		15,000		15,000	
70 BENEFITS		89,977		90,912	
70 IN-STATE TRAVEL		6,000		6,180	
80 OUT-OF STATE TRAVEL		4,000		4,120	
90 ON-PREMISE REIMBURSEMENTS		1,650,000		1,699,500	
92 CONTRACTUAL		300,000		309,000	
TOTAL		2,351,091		2,414,933	
ESTIMATED SOURCE OF FUNDS FOR					
GAS REMEDIATION & ELIM ETHER					
09 AGENCY INCOME	I	2,351,091		2,414,933	

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03 RESOURCE PROTECT'N & DEVELOP'T								
04 DEPT OF ENVIRONMENTAL SERVICES								
05 ADMINISTRATIVELY ATTACHED BDS								
01 OIL BOARD PROGRAMS								
05 GAS REMEDIATION & ELIM ETHER								
TOTAL					2,351,091		2,414,933	
TOTAL					16,586,875		17,069,113	
ESTIMATED SOURCE OF FUNDS FOR								
ADMINISTRATIVELY ATTACHED BDS								
OTHER FUNDS								
TOTAL					16,586,875		17,069,113	
TOTAL					16,586,875		17,069,113	
03 RESOURCE PROTECT'N & DEVELOP'T								
04 DEPT OF ENVIRONMENTAL SERVICES								
06 WORKER'S COMPENSATION								
90 WORKERS COMPENSATION					67,000		67,000	
TOTAL					67,000		67,000	
ESTIMATED SOURCE OF FUNDS FOR								
WORKER'S COMPENSATION								
GENERAL FUND								
TOTAL					67,000		67,000	
03 RESOURCE PROTECT'N & DEVELOP'T								
04 DEPT OF ENVIRONMENTAL SERVICES								
07 UNEMPLOYMENT COMPENSATION								
90 UNEMPLOYMENT COMPENSATION					1,000		1,000	
TOTAL					1,000		1,000	
ESTIMATED SOURCE OF FUNDS FOR								
UNEMPLOYMENT COMPENSATION								
GENERAL FUND								
TOTAL					1,000		1,000	
03 RESOURCE PROTECT'N & DEVELOP'T								
04 DEPT OF ENVIRONMENTAL SERVICES								
09 PLUMBERS BOARD								
10 PERSONAL SERVICES - PERMANENT					186,570		192,187	
20 CURRENT EXPENSES					31,320		30,225	
22 RENTS&LEASES OTHER THAN STATE					15,707		975	
26 ORGANIZATIONAL DUES					300		350	

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03 RESOURCE PROJECT'N & DEVELOP'T			(CONT.)			
04 DEPT OF ENVIRONMENTAL SERVICES			(CONT.)			
09 PLUMBERS BOARD			(CONT.)			
28 TRANSFERS TO GENERAL SERVICES	D					
30 EQUIPMENT NEW/REPLACEMENT			15,933	18,110		
50 PERSONAL SERVICE-TEMP/APPOINTE	*		50,000	15,460		
60 BENEFITS			72,856	52,000		
70 IN-STATE TRAVEL			9,975	75,087		
90 CODE BOOKS			6,000	10,300		
92 TECHNOLOGY UPDATES			2,200	6,000		
				2,700		
* THE FUNDS IN THIS APPROPRIATION IN EXCESS OF \$2000 IN EACH YEAR SHALL BE USED TO FUND TWO PART-TIME INSPECTORS AT 25.0 HOURS PER WEEK. THE INSPECTORS SHALL BE GEOGRAPHICALLY LOCATED WITHIN THE STATE TO BETTER SERVE THE PUBLIC AND CONSERVE THE EXPENDITURE OF FUNDS FOR PRIVATE CAR MILEAGE.						
TOTAL			390,861	403,374		
ESTIMATED SOURCE OF FUNDS FOR						
PLUMBERS BOARD			390,861	403,374		
GENERAL FUND			390,861	403,374		
TOTAL						
ESTABLISHMENT OF FEES BY BOARDS & COMMISSIONS. ALL BOARDS AND COMMISSIONS WHICH HAVE NOT ALREADY ESTABLISHED FEES FOR EXAMINATION APPLICANTS, APPLICANTS FOR A LICENSE OR REGISTRATION, A PUBLICATION WHICH THEY SELL, OR ANY OTHER PROGRAM FOR WHICH THEY ARE SPECIFICALLY AUTHORIZED TO CHARGE A FEE SHALL ADOPT RULES UNDER RSA 541-A RELATIVE TO FEES FOR SUCH PROGRAMS. SUCH FEES SHALL RECOVER, ON AN ANNUAL OR BIENNIAL BASIS THE FULL COST OF THE PROGRAM INCLUDING THE COST OF SUPPORT AND ADMINISTRATIVE SERVICES PROVIDED BY OTHER AGENCIES, OR 125% OF THE DIRECT COST OF THE BOARD OR COMMISSION RELATING TO THE PROGRAM, WHICHEVER IS GREATER. A BOARD OR COMMISSION WHICH ESTABLISHES FEES FOR EXAMINATION APPLICANTS MAY EXPEND SUCH FUNDS FOR EXAMINATIONS, RELATED SERVICES, OR SUPPLIES, AS NEEDED, BUT NOT TO EXCEED THE DIRECT COST OF THE EXAMINATION.						
TOTAL			145,190,822	145,018,019		

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03 RESOURCE PROTECT'N & DEVELOP'T					
04 DEPT OF ENVIRONMENTAL SERVICES					
			(CONT.)		
			(CONT.)		
			(CONT.)		
ESTIMATED SOURCE OF FUNDS FOR					
DEPT OF ENVIRONMENTAL SERVICES					
FEDERAL FUNDS				50,550,873	50,888,662
STATE FUNDS				29,414,698	30,142,594
OTHER FUNDS				63,225,251	63,986,763
TOTAL				143,190,822	145,018,019
03 RESOURCE PROTECT'N & DEVELOP'T					
05 PEASE DEVELOPMENT AUTHORITY					
01 PEASE DEVELOPMENT AUTHORITY					
16 PERSONNEL SVCS -NON CLASSIFIED					
20 CURRENT EXPENSES				3,031,778	3,176,783
23 HEAT, ELECTRICITY & WATER				1,531,767	1,589,060
30 EQUIPMENT NEW/REPLACEMENT				184,635	192,665
46 CONSULTANTS				1,190,500	849,600
47 OWN FORCES MAINT.-BUILD&GRNDS				545,000	628,250
48 CONTRACTUAL MAINT.-BUILD&GRNDS				75,288	85,202
60 BENEFITS				525,200	551,150
92 COST OF SALES				879,300	916,294
93 MODIFIED CASH FLOW ADJUSTMENT				200,000	225,000
TOTAL				1,543,683	2,167,771
ESTIMATED SOURCE OF FUNDS FOR					
PEASE DEVELOPMENT AUTHORITY				9,707,151	10,381,575
06 AGENCY INCOME					
TOTAL				9,707,151	10,381,575
03 RESOURCE PROTECT'N & DEVELOP'T					
05 PEASE DEVELOPMENT AUTHORITY					
02 DIVISION OF PORTS AND HARBORS					
01 ADMINISTRATION					
10 PERSONAL SERVICES - PERMANENT					
11 SALARY OF DIRECTOR				109,314	111,034
20 CURRENT EXPENSES				167,260	172,785
23 HEAT, ELECTRICITY & WATER				29,088	102,786
24 ORGANIZATIONAL DUES				5,000	29,088
30 EQUIPMENT NEW/REPLACEMENT				25,000	25,000
60 BENEFITS				66,087	63,006
90 MARKETING EXPENSES				30,000	30,000
91 LONG TERM MITIGATION MONITOR				63,904	63,904
92 PDA SERVICES				42,500	42,500
93 PORTSMOUTH TAXES				30,000	30,000

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(CONT.)						
(CONT.)						
(CONT.)						
(CONT.)						
03 RESOURCE PROTECT'N & DEVELOP'T						
05 PEASE DEVELOPMENT AUTHORITY						
02 DIVISION OF PORTS AND HARBORS						
01 ADMINISTRATION						
94 MODIFIED CASH FLOW				85,915	92,965	
TOTAL				663,874	675,197	
ESTIMATED SOURCE OF FUNDS FOR						
ADMINISTRATION						
06 AGENCY INCOME				663,874	675,197	
TOTAL				663,874	675,197	
03 RESOURCE PROTECT'N & DEVELOP'T						
05 PEASE DEVELOPMENT AUTHORITY						
02 DIVISION OF PORTS AND HARBORS						
02 FOREIGN TRADE ZONE						
20 CURRENT EXPENSES				3,500	3,500	
80 OUT-OF STATE TRAVEL				3,500	3,500	
TOTAL				7,000	7,000	
ESTIMATED SOURCE OF FUNDS FOR						
FOREIGN TRADE ZONE						
06 AGENCY INCOME				7,000	7,000	
TOTAL				7,000	7,000	
03 RESOURCE PROTECT'N & DEVELOP'T						
05 PEASE DEVELOPMENT AUTHORITY						
02 DIVISION OF PORTS AND HARBORS						
03 HARBOR MANAGEMENT PROGRAM						
10 PERSONAL SERVICES - PERMANENT				62,764	64,540	
18 OVERTIME				9,364	9,364	
20 CURRENT EXPENSES				33,898	38,252	
23 HEAT, ELECTRICITY & WATER				7,200	7,500	
30 EQUIPMENT NEW/REPLACEMENT				23,000	23,000	
50 PERSONAL SERVICE-TEMP/APPOINTE				68,150	68,150	
60 BENEFITS				31,893	32,550	
TOTAL				236,249	243,336	
ESTIMATED SOURCE OF FUNDS FOR						
HARBOR MANAGEMENT PROGRAM						
07 AGENCY INCOME				7,000	7,000	
07 AGENCY INCOME				87,500	87,500	
08 AGENCY INCOME				141,749	148,836	
TOTAL				236,249	243,336	
TOTAL				907,123	925,533	
ESTIMATED SOURCE OF FUNDS FOR						
DIVISION OF PORTS AND HARBORS						

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03 RESOURCE PROTECT'N & DEVELOP'T			
05 PEASE DEVELOPMENT AUTHORITY			
02 DIVISION OF PORTS AND HARBORS			
	(CONT.)		
	(CONT.)		
	(CONT.)		
OTHER FUNDS	907,123	925,533	
TOTAL	907,123	925,533	
TOTAL			
ESTIMATED SOURCE OF FUNDS FOR			
PEASE DEVELOPMENT AUTHORITY	10,616,274	11,307,108	
OTHER FUNDS			
TOTAL	10,616,274	11,307,108	
TOTAL			
ESTIMATED SOURCE OF FUNDS FOR			
RESOURCE PROTECT'N & DEVELOP'T	219,101,802	221,405,938	
FEDERAL FUNDS			
GENERAL FUND	68,190,504	67,700,173	
STATE AND HOME FUNDS	41,824,343	42,916,818	
OTHER FUNDS	10,303,604	10,437,258	
TOTAL	98,783,551	100,351,689	
TOTAL	219,101,802	221,405,938	
04 TRANSPORTATION			
01 DEPARTMENT OF TRANSPORTATION			
01 ADMINISTRATION DIVISION			
01 EXECUTIVE OFFICE			
10 PERSONAL SERVICES - PERMANENT	582,713	601,172	
11 SALARY OF COMMISSIONER	100,117	100,117	
12 SALARY OF DIR. OPERATIONS	89,328	87,326	
13 SALARY OF ASST COMMISSIONER	97,461	97,461	
15 SALARY OF DIR. PROJECT DEVELOP	70,272	71,298	
16 SALARY OF DIR. ADMINISTRATION	77,206	77,656	
18 OVERTIME	77,206	4,200	
20 CURRENT EXPENSES	63,002	63,002	
22 RENTS&LEASES OTHER THAN STATE	4,025	4,025	
25 LEASE OF STATE OWNED EQUIPMENT	32,192	32,192	
26 ORGANIZATIONAL DUES	65,000	69,000	
30 EQUIPMENT NEW/REPLACEMENT	400,000	400,000	
50 PERSONAL SERVICE-TEMP/APPOINTEE	163,200	163,200	
60 BENEFITS	390,458	397,667	
70 IN-STATE TRAVEL	4,507	4,507	
80 OUT-OF-STATE TRAVEL	45,000	45,000	
90 TORT LIABILITY	35,000	35,000	
92 MAINTENANCE - CRITICAL REPAIRS	125,000	125,000	
93 PHT PUB TRANS/CAR POOL/BLDG M	67,969	68,465	

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04 TRANSPORTATION					(CONT.)			
01 DEPARTMENT OF TRANSPORTATION					(CONT.)			
01 ADMINISTRATION DIVISION					(CONT.)			
01 EXECUTIVE OFFICE					(CONT.)			
94 LILAC PROGRAM					5,001		5,001	
95 ENVIRONMENTAL MANAGEMENT SYSTE					86,400		86,400	
TOTAL					2,508,301		2,539,491	
ESTIMATED SOURCE OF FUNDS FOR								
EXECUTIVE OFFICE					2,508,301		2,539,491	
HIGHWAY FUNDS					2,508,301		2,539,491	
TOTAL								
04 TRANSPORTATION								
01 DEPARTMENT OF TRANSPORTATION								
01 ADMINISTRATION DIVISION								
02 FINANCE & CONTRACTS BUREAU								
10 PERSONAL SERVICES - PERMANENT					1,051,948		1,078,361	
18 OVERTIME					2,000		2,000	
20 CURRENT EXPENSES					320,453		330,500	
22 RENT/LEASES OTHER THAN STATE					55,000		55,000	
25 LEASE OF STATE OWNED EQUIPMENT					7,600		7,700	
41 AUDIT FUND SET ASIDE					100		105	
60 BENEFITS					389,961		399,726	
70 IN-STATE TRAVEL					200		200	
90 SMALL CLAIMS					4,500		4,500	
91 ADVERTISING CONSOLIDATION					130,000		130,000	
TOTAL					1,961,762		2,008,172	
ESTIMATED SOURCE OF FUNDS FOR								
FINANCE & CONTRACTS BUREAU					100,000		105,000	
00 FEDERAL FUNDS					31,000		32,000	
09 AGENCY INCOME					1,830,762		1,871,172	
HIGHWAY FUNDS					1,961,762		2,008,172	
TOTAL								
04 TRANSPORTATION								
01 DEPARTMENT OF TRANSPORTATION								
01 ADMINISTRATION DIVISION								
03 HUMAN RESOURCES BUREAU								
10 PERSONAL SERVICES - PERMANENT					653,043		672,220	
18 OVERTIME					5,147		5,147	
19 HOLIDAY PAY					2		2	
20 CURRENT EXPENSES					28,300		28,300	
22 RENT/LEASES OTHER THAN STATE					1,200		1,200	
25 LEASE OF STATE OWNED EQUIPMENT					7,000		7,000	
60 BENEFITS					243,531		250,626	
70 IN-STATE TRAVEL					687		687	

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04 TRANSPORTATION							
01 DEPARTMENT OF TRANSPORTATION							
01 ADMINISTRATION DIVISION							
03 HUMAN RESOURCES BUREAU							
92 EMPLOYEE TRAINING							
TOTAL						275,000	275,000
ESTIMATED SOURCE OF FUNDS FOR							
HUMAN RESOURCES BUREAU						1,240,182	1,240,182
HIGHWAY FUNDS							
TOTAL						1,240,182	1,240,182
04 TRANSPORTATION							
01 DEPARTMENT OF TRANSPORTATION							
01 ADMINISTRATION DIVISION							
04 INFORMATION TECHNOLOGY SVCS							
10 PERSONAL SERVICES - PERMANENT							
18 OVERTIME						2,106,409	2,106,409
20 CURRENT EXPENSES						10,000	10,000
22 RENTS&LEASES OTHER THAN STATE						353,000	353,000
24 MAINT-OTHER THAN BUILD.& GRNDS						51,905	51,905
25 LEASE OF STATE OWNED EQUIPMENT						356,000	356,000
60 BENEFITS						2,300	2,300
70 IN-STATE TRAVEL						783,071	783,071
90 COMPUTER MIGRATION INFO TECH						1,500	1,500
TOTAL						3,710,289	3,824,185
ESTIMATED SOURCE OF FUNDS FOR							
INFORMATION TECHNOLOGY SVCS						3,710,289	3,824,185
HIGHWAY FUNDS						3,710,289	3,824,185
TOTAL						9,394,262	9,612,030
ESTIMATED SOURCE OF FUNDS FOR							
ADMINISTRATION DIVISION						100,000	105,000
FEDERAL FUNDS						9,243,262	9,475,030
HIGHWAY FUNDS						31,000	32,000
OTHER FUNDS						9,394,262	9,612,030
TOTAL							

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04 TRANSPORTATION					
01 DEPARTMENT OF TRANSPORTATION					
02 OPERATIONS DIVISION					
01 HIGHWAY MAINTENANCE BUREAU					
10 PERSONAL SERVICES - PERMANENT					
18 OVERTIME			21,572,389		22,178,369
19 HOLIDAY PAY			3,500,000		3,500,000
20 CURRENT EXPENSES			81,533		84,392
22 RENT&LEASES OTHER THAN STATE			9,132,539		9,771,838
23 HEAT, ELECTRICITY & WATER			7,430,000		7,460,000
24 MAINT. OTHER THAN BUILD. & GRNDS	D		1,250,000		1,250,000
25 LEASE OF STATE OWNED EQUIPMENT			100,000		100,000
30 EQUIPMENT NEW/REPLACEMENT	K		8,398,671		8,765,977
47 OWN FORCES MAINT. - BUILD. & GRNDS			432,600		445,578
48 CONTRACTUAL MAINT. - BUILD. & GRNDS	G		30,000		30,000
50 PERSONAL SERVICE - TEMP/APPOINTE	G		66,000		66,000
59 PART-TIME - BENEFITTED			200,000		200,000
60 BENEFITS			9,411,699		9,636,822
70 IN-STATE TRAVEL			200,000		200,000
91 SALTED WELLS			200,000		200,000
92 LANDS & BUILDINGS			200,000		200,000
93 PNT TO TPKE 1-95 MAINTENANCE			250,000		250,000
94 CONTRACT HIGHWAY MAINTENANCE			250,000		250,000
95 ENVIRONMENTAL ASSESSMENT/ABATE			250,000		300,000
96 CONST/REPAIR VENDOR SHELTERS			1		1
TOTAL			90,000		90,000
ESTIMATED SOURCE OF FUNDS FOR					
HIGHWAY MAINTENANCE BUREAU					
07 AGENCY INCOME	I		62,995,863		64,928,978
HIGHWAY FUNDS			90,000		90,000
TOTAL			62,995,863		64,838,978
					64,928,978
04 TRANSPORTATION					
01 DEPARTMENT OF TRANSPORTATION					
02 OPERATIONS DIVISION					
02 BRIDGE MAINTENANCE BUREAU					
01 BRIDGE MAINTENANCE					
10 PERSONAL SERVICES - PERMANENT					
18 OVERTIME			3,525,739		3,621,696
19 HOLIDAY PAY			100,000		100,000
20 CURRENT EXPENSES			18,030		18,030
22 RENT&LEASES OTHER THAN STATE			570,000		675,168
23 HEAT, ELECTRICITY & WATER			35,000		35,000
24 MAINT. OTHER THAN BUILD. & GRNDS	D		90,000		90,000
25 LEASE OF STATE OWNED EQUIPMENT			10,000		10,000
30 EQUIPMENT NEW/REPLACEMENT	K		533,009		533,009
47 OWN FORCES MAINT. - BUILD. & GRNDS			118,575		118,575
48 CONTRACTUAL MAINT. - BUILD. & GRNDS	G		3,519		3,519
50 PERSONAL SERVICE - TEMP/APPOINTE	G		1,600		1,600
59 PART-TIME - BENEFITTED			50,000		50,000
TOTAL			90,000		90,000

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04. TRANSPORTATION				
01 DEPARTMENT OF TRANSPORTATION				
02 OPERATIONS DIVISION				
01 BRIDGE MAINTENANCE BUREAU				
01 BRIDGE MAINTENANCE				
60 BENEFITS				
70 IN-STATE TRAVEL				
94 CONTRACT MAINTENANCE				
TOTAL				
ESTIMATED SOURCE OF FUNDS FOR				
BRIDGE MAINTENANCE				
05 PRIVATE LOCAL FUNDS				
HIGHWAY FUNDS				
TOTAL				
04. TRANSPORTATION				
01 DEPARTMENT OF TRANSPORTATION				
02 OPERATIONS DIVISION				
02 BRIDGE MAINTENANCE BUREAU				
02 TURNPIKE BRIDGE MAINTENANCE				
10 PERSONAL SERVICES - PERMANENT				
18 OVERTIME				
19 HOLIDAY PAY				
20 CURRENT EXPENSES				
22 RENTS&LEASES OTHER THAN STATE				
23 HEAT, ELECTRICITY & WATER				
24 MAINT. OTHER THAN BUILD.& GRNDS				
30 EQUIPMENT NEW/REPLACEMENT				
47 OWN FORCES MAINT. - BUILD.&GRNDS				
50 PERSONAL SERVICE-TEMP/APPOINTEE				
59 PART-TIME - BENEFITTED				
60 BENEFITS				
70 IN-STATE TRAVEL				
TOTAL				
ESTIMATED SOURCE OF FUNDS FOR				
TURNPIKE BRIDGE MAINTENANCE				
09 AGENCY INCOME				
TOTAL				
04. TRANSPORTATION				
01 DEPARTMENT OF TRANSPORTATION				
02 OPERATIONS DIVISION				
03 TRAFFIC BUREAU				
10 PERSONAL SERVICES - PERMANENT				
18 OVERTIME				
19 HOLIDAY PAY				
20 CURRENT EXPENSES				
22 RENTS&LEASES OTHER THAN STATE				

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04 TRANSPORTATION					
01 DEPARTMENT OF TRANSPORTATION					
02 OPERATIONS DIVISION					
03 TRAFFIC BUREAU					
(CONT.)					
(CONT.)					
(CONT.)					
(CONT.)					
D					
23 HEAT, ELECTRICITY & WATER			240,000		246,000
24 MAINT. OTHER THAN BUILD. & GRNDS			15,000		15,000
25 LEASE OF STATE OWNED EQUIPMENT	K		695,562		695,562
30 EQUIPMENT NEW/REPLACEMENT			86,900		86,900
47 OWN FORCES MAINT. - BUILD.&GRNDS	G		1		1
48 CONTRACTUAL MAINT. - BUILD.&GRNDS	G		10,000		10,000
50 PERSONAL SERVICE-TEMP/APPOINTEE			250,000		250,000
59 PART-TIME - BENEFITTED			180,000		180,000
60 BENEFITS			925,746		946,942
70 IN-STATE TRAVEL			15,000		15,000
91 PAYMENT TO TPKE-VEHICLE USE			5,000		5,000
94 CONTRACT MAINTENANCE	I		1		1
TOTAL					
ESTIMATED SOURCE OF FUNDS FOR			7,201,539		7,382,956
TRAFFIC BUREAU					
09 AGENCY INCOME					
HIGHWAY FUNDS					
TOTAL					
I			2,276,001		2,287,001
			4,925,538		5,095,955
			7,201,539		7,382,956
04 TRANSPORTATION					
01 DEPARTMENT OF TRANSPORTATION					
02 OPERATIONS DIVISION					
04 MECHANICAL SERVICES BUREAU					
01 MECHANICAL SERVICES					
10 PERSONAL SERVICES - PERMANENT					
16 OVERTIME					
19 HOLIDAY PAY					
20 CURRENT EXPENSES					
22 RENTS&LEASES OTHER THAN STATE					
23 HEAT, ELECTRICITY & WATER					
24 MAINT. OTHER THAN BUILD. & GRNDS					
30 EQUIPMENT NEW/REPLACEMENT					
47 OWN FORCES MAINT. - BUILD.&GRNDS					
48 CONTRACTUAL MAINT. - BUILD.&GRNDS					
50 PERSONAL SERVICE-TEMP/APPOINTEE					
59 PART-TIME - BENEFITTED					
60 BENEFITS					
70 IN-STATE TRAVEL					
91 TOOL RENTAL					
D					
			2,615,005		2,682,455
			50,000		50,000
			1,678		1,678
			3,400,000		3,450,000
			8,000		8,000
			135,000		135,000
			3,000		3,000
			4,410,000		4,635,000
			20,000		20,000
			2,000		2,000
			1		1
			986,673		1,011,629
			1,656		1,656
			10,000		10,000

* THE COMMISSIONER OF TRANSPORTATION SHALL SET ASIDE \$25,000 ANNUALLY FOR THE PURPOSE OF ERECTING HISTORICAL MARKERS.

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04, TRANSPORTATION				(CONT.)		
01 DEPARTMENT OF TRANSPORTATION				(CONT.)		
02 OPERATIONS DIVISION				(CONT.)		
04 MECHANICAL SERVICES BUREAU				(CONT.)		
01 MECHANICAL SERVICES				(CONT.)		
<p>^a THIS APPROPRIATION SHALL NOT BE EXPENDED, ENCUMBERED OR OBLIGATED IN ANY WAY UNTIL SUCH TIME AS THE DEPARTMENT OF TRANSPORTATION HAS DEVELOPED AN ACQUISITION PLAN AND RECEIVED THE APPROVAL OF SUCH PLAN FROM BOTH THE CAPITAL BUDGET OVERVIEW COMMITTEE AND THE GOVERNOR AND COUNCIL. THE DEPARTMENT OF TRANSPORTATION SHALL SUBMIT MONTHLY A STATUS REPORT OF THE PLAN TO THE CAPITAL BUDGET OVERVIEW COMMITTEE AND THE GOVERNOR AND COUNCIL FOR REVIEW BOTH DURING AND BETWEEN LEGISLATIVE SESSIONS.</p>						
TOTAL					11,643,014	12,010,420
ESTIMATED SOURCE OF FUNDS FOR						
MECHANICAL SERVICES						
03 REVOLVING FUNDS					11,643,014	12,010,420
TOTAL					11,643,014	12,010,420
04, TRANSPORTATION						
01 DEPARTMENT OF TRANSPORTATION						
02 OPERATIONS DIVISION						
04 MECHANICAL SERVICES BUREAU						
02 FUEL DISTRIBUTION						
10 PERSONAL SERVICES - PERMANENT						
18 OVERTIME				176,528		180,865
19 HOLIDAY PAY				8,883		8,883
20 CURRENT EXPENSES				474		474
22 RENTS&LEASES OTHER THAN STATE				75,000		75,000
24 MAINT. OTHER THAN BULD.& GRNDS				1,000		1,000
25 LEASE OF STATE OWNED EQUIPMENT				25,000		25,000
30 EQUIPMENT NEW/REPLACEMENT				19,949		19,949
50 PERSONAL SERVICE-TEMP/APPOINTEE				30,000		30,000
50 PERSONAL SERVICE-TEMP/APPOINTEE				1		1
50 BENEFITS - BENEFITTED				20,900		20,900
70 IN-STATE TRAVEL				76,510		78,115
				474		474
TOTAL				434,719		440,661
ESTIMATED SOURCE OF FUNDS FOR						
FUEL DISTRIBUTION						
09 AGENCY INCOME				434,719		440,661
TOTAL				434,719		440,661
TOTAL				89,390,650		92,123,663
ESTIMATED SOURCE OF FUNDS FOR						
OPERATIONS DIVISION						

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(CONT.)					
(CONT.)					
(CONT.)					
(CONT.)					
(CONT.)					
HIGHWAY FUNDS					
OTHER FUNDS					
TOTAL					
73,874,019					
15,516,631					
89,390,650					
76,214,181					
15,909,482					
92,123,663					
04. TRANSPORTATION					
01 DEPARTMENT OF TRANSPORTATION					
03 PROJECT DEVELOPMENT DIVISION					
01 HIGHWAY DESIGN BUREAU					
10 PERSONAL SERVICES - PERMANENT			6,288,504	6,475,345	
18 OVERTIME			184,966	184,966	
19 HOLIDAY PAY				606	
20 CURRENT EXPENSES			62,000	62,000	
22 RENT/LEASES OTHER THAN STATE			5,000	5,000	
24 MAINT OTHER THAN BUILD & GRNDS			6,664	6,664	
25 LEASE OF STATE OWNED EQUIPMENT			278,757	278,757	
60 BENEFITS	K		2,395,400	2,466,532	
70 IN-STATE TRAVEL			4,400	4,400	
90 EXPANDED WILDFLOWER PROGRAM	*		40,000	40,000	
* FUNDS TO BE EXPENDED PURSUANT TO RSA 261:97-C, VI AND VII.					
TOTAL					
ESTIMATED SOURCE OF FUNDS FOR					
HIGHWAY DESIGN BUREAU					
08 AGENCY INCOME					
HIGHWAY FUNDS					
TOTAL					
9,266,257					
9,522,230					
40,000					
9,482,230					
9,522,230					
04. TRANSPORTATION					
01 DEPARTMENT OF TRANSPORTATION					
03 PROJECT DEVELOPMENT DIVISION					
02 RIGHT-OF-WAY BUREAU					
10 PERSONAL SERVICES - PERMANENT			1,530,224	1,576,925	
18 OVERTIME			61,526	61,930	
19 HOLIDAY PAY				594	
20 CURRENT EXPENSES			31,000	31,594	
22 RENT/LEASES OTHER THAN STATE			3,750	3,750	
25 LEASE OF STATE OWNED EQUIPMENT			73,577	73,577	
60 BENEFITS	K		589,317	602,596	
70 IN-STATE TRAVEL			4,700	4,700	

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(CONT.)							
04. TRANSPORTATION							
01 DEPARTMENT OF TRANSPORTATION							
03 PROJECT DEVELOPMENT DIVISION							
02 RIGHT-OF-WAY BUREAU							
(CONT.)							
TOTAL				2,295,092		2,359,072	
ESTIMATED SOURCE OF FUNDS FOR							
RIGHT-OF-WAY BUREAU							
HIGHWAY FUNDS				2,295,092		2,359,072	
TOTAL				2,295,092		2,359,072	
04. TRANSPORTATION							
01 DEPARTMENT OF TRANSPORTATION							
03 PROJECT DEVELOPMENT DIVISION							
03 MUNICIPAL HIGHWAYS BUREAU							
10 PERSONAL SERVICES - PERMANENT							
18 OVERTIME				247,742		253,926	
19 HOLIDAY PAY				10,751		10,751	
20 CURRENT EXPENSES				239		239	
25 LEASE OF STATE OWNED EQUIPMENT				6,148		6,148	
60 BENEFITS				16,180		16,180	
70 IN-STATE TRAVEL				95,731		98,019	
TOTAL				892		892	
ESTIMATED SOURCE OF FUNDS FOR				377,683		386,155	
MUNICIPAL HIGHWAYS BUREAU							
HIGHWAY FUNDS				377,683		386,155	
TOTAL				377,683		386,155	
04. TRANSPORTATION							
01 DEPARTMENT OF TRANSPORTATION							
03 PROJECT DEVELOPMENT DIVISION							
04 ENVIRONMENTAL BUREAU							
10 PERSONAL SERVICES - PERMANENT							
18 OVERTIME				669,932		688,257	
19 HOLIDAY PAY				29,873		29,873	
20 CURRENT EXPENSES				297		297	
25 LEASE OF STATE OWNED EQUIPMENT				13,000		13,000	
60 BENEFITS				25,807		25,807	
70 IN-STATE TRAVEL				259,038		265,818	
TOTAL				1,500		1,500	
ESTIMATED SOURCE OF FUNDS FOR				999,447		1,024,552	
ENVIRONMENTAL BUREAU							
HIGHWAY FUNDS				999,447		1,024,552	
TOTAL				999,447		1,024,552	

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04 TRANSPORTATION					
01 DEPARTMENT OF TRANSPORTATION					
03 PROJECT DEVELOPMENT DIVISION					
05 BRIDGE DESIGN BUREAU					
10 PERSONAL SERVICES - PERMANENT					
18 OVERTIME	1,432,517			1,468,480	
19 HOLIDAY PAY	89,597			89,597	
20 CURRENT EXPENSES	248			248	
22 RENTS&LEASES OTHER THAN STATE	25,000			25,000	
25 LEASE OF STATE OWNED EQUIPMENT	4,000			4,000	
60 BENEFITS	106,413			106,413	
70 IN-STATE TRAVEL	563,274			576,581	
	1,500			1,500	
TOTAL	2,222,549			2,271,819	
ESTIMATED SOURCE OF FUNDS FOR					
BRIDGE DESIGN BUREAU					
HIGHWAY FUNDS					
TOTAL	2,222,549			2,271,819	
04 TRANSPORTATION					
01 DEPARTMENT OF TRANSPORTATION					
03 PROJECT DEVELOPMENT DIVISION					
06 MATERIALS & RESEARCH BUREAU					
10 PERSONAL SERVICES - PERMANENT					
18 OVERTIME	2,011,618			2,073,318	
19 HOLIDAY PAY	174,999			174,999	
20 CURRENT EXPENSES	1,815			1,815	
22 RENTS&LEASES OTHER THAN STATE	70,000			70,000	
24 MAINT. OTHER THAN BUILD. & GRNDS	7,000			7,000	
25 LEASE OF STATE OWNED EQUIPMENT	5,000			5,000	
60 BENEFITS	344,000			344,000	
70 IN-STATE TRAVEL	809,721			832,550	
	20,000			20,000	
TOTAL	3,444,153			3,528,682	
ESTIMATED SOURCE OF FUNDS FOR					
MATERIALS & RESEARCH BUREAU					
HIGHWAY FUNDS					
TOTAL	3,444,153			3,528,682	
04 TRANSPORTATION					
01 DEPARTMENT OF TRANSPORTATION					
03 PROJECT DEVELOPMENT DIVISION					
07 CONSTRUCTION BUREAU					
10 PERSONAL SERVICES - PERMANENT					
18 OVERTIME	4,437,736			4,559,593	
19 HOLIDAY PAY	513,408			513,408	
20 CURRENT EXPENSES	20,398			20,398	
22 RENTS&LEASES OTHER THAN STATE	49,542			49,542	
	8,398			8,398	

H8	0001	PAGE	310	06/03/03		(CONT.) (CONT.) (CONT.) (CONT.)	FISCAL YEAR 2004	FISCAL YEAR 2005-----
004	TRANSPORTATION				K			
01	DEPARTMENT OF TRANSPORTATION							
03	PROJECT DEVELOPMENT DIVISION							
07	CONSTRUCTION BUREAU							
	25 LEASE OF STATE OWNED EQUIPMENT					450,000		450,000
	60 BENEFITS					1,839,544		1,884,631
	70 IN-STATE TRAVEL					126,000		126,000
TOTAL							7,445,226	7,612,170
	ESTIMATED SOURCE OF FUNDS FOR							
	CONSTRUCTION BUREAU						7,445,226	7,612,170
	HIGHWAY FUNDS						7,445,226	7,612,170
TOTAL								
006	TRANSPORTATION							
01	DEPARTMENT OF TRANSPORTATION							
03	PROJECT DEVELOPMENT DIVISION							
08	TRANS PLANNING BUREAU							
	10 PERSONAL SERVICES - PERMANENT				I			
	18 OVERTIME					1,472,019		1,514,636
	19 HOLIDAY PAY					41,167		41,167
	20 CURRENT EXPENSES					17,960		17,960
	22 RENTS&LEASES OTHER THAN STATE					3,800		3,800
	25 LEASE OF STATE OWNED EQUIPMENT					53,049		53,049
	60 BENEFITS					559,930		575,624
	70 IN-STATE TRAVEL					750		750
TOTAL							2,148,813	2,206,922
	ESTIMATED SOURCE OF FUNDS FOR							
	TRANS PLANNING BUREAU						2,000	2,000
	09 AGENCY INCOME					2,146,813		2,204,922
	HIGHWAY FUNDS					2,148,813		2,206,922
TOTAL								
008	TRANSPORTATION				D			
01	DEPARTMENT OF TRANSPORTATION							
03	PROJECT DEVELOPMENT DIVISION							
09	HATCHING FUNDS							
01	CONSOLIDATED FEDERAL							
	26 ORGANIZATIONAL DUES					60,000		60,000
	41 AUDIT FUND SET ASIDE					144,500		144,500
	90 CONSOLIDATED FEDERAL AID					160,133,300		160,133,300
TOTAL							160,337,800	160,337,800
	ESTIMATED SOURCE OF FUNDS FOR							
	CONSOLIDATED FEDERAL						144,500,000	144,500,000
	00 FEDERAL FUNDS						3,520,000	3,520,000
	05 PRIVATE LOCAL FUNDS						12,317,800	12,317,800
	HIGHWAY FUNDS							

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04 TRANSPORTATION				
01 DEPARTMENT OF TRANSPORTATION				
03 PROJECT DEVELOPMENT DIVISION				
09 MATCHING FUNDS				
01 CONSOLIDATED FEDERAL				
TOTAL			160,337,800	160,337,800
04 TRANSPORTATION				
01 DEPARTMENT OF TRANSPORTATION				
03 PROJECT DEVELOPMENT DIVISION				
09 MATCHING FUNDS				
02 REQUESTED MAINTENANCE & REPAIR				
20 CURRENT EXPENSES		9,733		9,733
50 PERSONAL SERVICE-TEMP/APPOINTEE		121,922		121,922
60 BENEFITS		9,327		9,327
70 IN-STATE TRAVEL		20,000		20,000
90 REQUESTED MAINTENANCE & REPAIR		1,044,914		1,044,914
TOTAL			1,205,896	1,205,896
ESTIMATED SOURCE OF FUNDS FOR				
REQUESTED MAINTENANCE & REPAIR				
05 PRIVATE LOCAL FUNDS			1,205,896	1,205,896
TOTAL			1,205,896	1,205,896
I				
04 TRANSPORTATION				
01 DEPARTMENT OF TRANSPORTATION				
03 PROJECT DEVELOPMENT DIVISION				
10 NON MATCHING FUNDS				
01 BETTERMENT				
90 BETTERMENTS PROGRAM			21,500,000	21,500,000
TOTAL			21,500,000	21,500,000
ESTIMATED SOURCE OF FUNDS FOR				
BETTERMENT				
09 AGENCY INCOME			21,500,000	21,500,000
TOTAL			21,500,000	21,500,000
I				
04 TRANSPORTATION				
01 DEPARTMENT OF TRANSPORTATION				
03 PROJECT DEVELOPMENT DIVISION				
10 NON MATCHING FUNDS				
02 NON PARTICIPATING CONS/RECONST				
90 NON PAR CONST/RECONST			150,000	150,000
TOTAL			150,000	150,000
ESTIMATED SOURCE OF FUNDS FOR				
NON PARTICIPATING CONS/RECONST				
HIGHWAY FUNDS			150,000	150,000
TOTAL			150,000	150,000

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	FISCAL YEAR 2004	FISCAL YEAR 2005
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04 TRANSPORTATION
01 DEPARTMENT OF TRANSPORTATION
03 PROJECT DEVELOPMENT DIVISION
11 COMMUNITY ASSISTANCE
01 APPORTIONMENT A & B

91 APPORTIONMENT A 8
92 APPORTIONMENT

26,600,000	26,900,000
400,000	400,000

26,900,000
400,000

* THIS APPROPRIATION IS AN ESTIMATE OF THE AMOUNT TO BE APPROPRIATED IN ACCORDANCE WITH RSA 235:123 THAT PROVIDES FOR NOT LESS THAN 12% OF THE TOTAL ROAD TOLL REVENUE AND VEHICLE FEES COLLECTED IN THE PRECEDING FISCAL YEAR SHALL BE ALLOCATED TO A LOCAL HIGHWAY FUND. THE COMMISSIONERS PROVIDED AT THE TIME OF THE EXCESS APPROPRIATION THAT THE STATE SHALL PAY THE EXCESS NECESSARY TO MEET THE STATUTORY OBLIGATIONS OF RSA 235:123. IS HERE BY APPROPRIATED AND SHALL BE A CHARGE AGAINST THE HIGHWAY FUND.

[illegible]

27,000,000

27,300,000

27,000,000

27,300,000

04 TRANSPORTATION
01 DEPARTMENT OF TRANSPORTATION
03 PROJECT DEVELOPMENT DIVISION
11 COMMUNITY ASSISTANCE
02 STATE AID CONSTRUCTION

90 STATE AID CONSTRUCTION

2,560,000	2,560,000
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TOTAL
ESTIMATED SOURCE OF FUNDS FOR
STATE AID CONSTRUCTION
05 PRIVATE LOCAL FUNDS
HIGHWAY FUNDS
TOTAL

2,560,000

2,560,000

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853,248

1,706,752

2,560,000

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----- FISCAL YEAR 2004 ----- FISCAL YEAR 2005 -----

04 TRANSPORTATION
 01 DEPARTMENT OF TRANSPORTATION
 03 PROJECT DEVELOPMENT DIVISION
 11 COMMUNITY ASSISTANCE
 03 MUNICIPAL BRIDGE PROGRAM

90 MUNICIPAL BRIDGE AID PROGRAM	9,500,000	9,500,000	
TOTAL	9,500,000	9,500,000	
ESTIMATED SOURCE OF FUNDS FOR			
MUNICIPAL BRIDGE PROGRAM			
05 PRIVATE LOCAL FUNDS	2,700,000	2,700,000	
HIGHWAY FUNDS	6,800,000	6,800,000	
TOTAL	9,500,000	9,500,000	

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A PORTION OF MONEY SUPPORTING THIS PAU IS ALSO
 RECORDED IN PAU 04-01-03-09-01, CONSOLIDATED
 FEDERAL.

04 TRANSPORTATION
 01 DEPARTMENT OF TRANSPORTATION
 03 PROJECT DEVELOPMENT DIVISION
 12 TURNPIKE EXPANSION

18 OVERTIME	141,075	141,075	
19 HOLIDAY PAY	5,225	5,225	
20 CURRENT EXPENSES	32,000	40,000	
24 MAINT. OTHER THAN BUILD. & GRNDS	15,000	2,000	
25 LEASE OF STATE OWNED EQUIPMENT	43,000	15,000	
30 EQUIPMENT NEW/REPLACEMENT	739,298	63,000	
59 PART-TIME - BENEFITTED	327,671	761,119	
60 BENEFITS	25,000	335,745	
70 IN-STATE TRAVEL	4,000	25,000	
80 OUT-OF STATE TRAVEL	700,000	4,000	
90 ADMINISTRATIVE OVERHEAD TO 00T		750,000	
TOTAL	2,057,269	2,142,164	
ESTIMATED SOURCE OF FUNDS FOR			
TURNPIKE EXPANSION			
09 AGENCY INCOME	2,057,269	2,142,164	
TOTAL	2,057,269	2,142,164	

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TOTAL	252,510,185	253,607,462
ESTIMATED SOURCE OF FUNDS FOR		
PROJECT DEVELOPMENT DIVISION		
FEDERAL FUNDS	144,500,000	144,500,000
HIGHWAY FUNDS	76,131,772	77,154,154
OTHER FUNDS	31,878,413	31,953,308
TOTAL	252,510,185	253,607,462

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04, TRANSPORTATION								
01 DEPARTMENT OF TRANSPORTATION								
04, PUBLIC WORKS & TRANS DIVISION								
01 PUBLIC WORKS ADMIN & SUPPORT								
11 SALARY DIR. PUB WKS & TRANS								
20 CURRENT EXPENSES				85,232			85,432	
30 EQUIPMENT NEW/REPLACEMENT				100			100	
60 BENEFITS				1			1	
70 IN-STATE TRAVEL				31,536			31,610	
80 OUT-OF STATE TRAVEL				100			100	
TOTAL				500			500	
TOTAL				117,469			117,743	
ESTIMATED SOURCE OF FUNDS FOR								
PUBLIC WORKS ADMIN & SUPPORT								
GENERAL FUND								
TOTAL				117,469			117,743	
TOTAL				117,469			117,743	
04, TRANSPORTATION								
01 DEPARTMENT OF TRANSPORTATION								
04, PUBLIC WORKS & TRANS DIVISION								
02 PUBLIC WORKS BUREAU								
10 PERSONAL SERVICES - PERMANENT								
18 OVERTIME				1,164,594			1,197,386	
19 HOLIDAY PAY				81,043			83,943	
20 CURRENT EXPENSES				1			1	
22 RENT&LEASES OTHER THAN STATE				39,669			38,887	
25 LEASE OF STATE OWNED EQUIPMENT				4,000			4,000	
30 EQUIPMENT NEW/REPLACEMENT				22,000			22,000	
50 PERSONAL SERVICE-TEMP/APPOINTEE				5,000			5,000	
60 BENEFITS				14,001			14,001	
70 IN-STATE TRAVEL				461,957			475,163	
90 ADMIN COSTS TO DOT				18,500			19,000	
TOTAL				26,320			29,332	
TOTAL				1,837,085			1,888,713	
ESTIMATED SOURCE OF FUNDS FOR								
PUBLIC WORKS BUREAU								
09 AGENCY INCOME								
GENERAL FUND								
TOTAL				300,000			300,000	
TOTAL				1,537,085			1,588,713	
TOTAL				1,837,085			1,888,713	
04, TRANSPORTATION								
01 DEPARTMENT OF TRANSPORTATION								
04, PUBLIC WORKS & TRANS DIVISION								
03 RAIL & TRANSIT BUREAU								
01 PUBLIC TRANSPORTATION								
10 PERSONAL SERVICES - PERMANENT								
18 OVERTIME				202,149			206,723	
20 CURRENT EXPENSES				1,500			1,500	
22 RENT&LEASES OTHER THAN STATE				5,900			5,900	
TOTAL				2,000			2,000	

----- FISCAL YEAR 2004 ----- FISCAL YEAR 2005 -----

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04 TRANSPORTATION
01 DEPARTMENT OF TRANSPORTATION
04 PUBLIC WORKS & TRANS DIVISION

(CONT.)
(CONT.)
(CONT.)
(CONT.)

ESTIMATED SOURCE OF FUNDS FOR
PUBLIC WORKS & TRANS DIVISION
FEDERAL FUNDS
GENERAL FUND
OTHER FUNDS
TOTAL

11,987,122
2,062,279
504,227
14,553,628

6,222,479
1,062,852
512,184
8,857,515

04 TRANSPORTATION
01 DEPARTMENT OF TRANSPORTATION
05 AERONAUTICS DIVISION
01 ADMINISTRATION & SUPPORT

10 PERSONAL SERVICES - PERMANENT
11 SALARY OF DIRECTOR AERONAUTICS
18 OVERTIME
20 CURRENT EXPENSES
22 RENT&LEASES OTHER THAN STATE
25 LEASE OF STATE OWNED EQUIPMENT
26 ORGANIZATIONAL DUES
30 EQUIPMENT NEW/REPLACEMENT
60 BENEFITS
70 IN-STATE TRAVEL
80 OUT-OF STATE TRAVEL
91 GRANTS TO AIRPORT SPONSORS
92 AIRPORT REIMBURSEMENT GRANTS
93 AIR NAVIGATION GRANTS
95 AIRCRAFT OPERATING FEE RET
96 SLIPCOVER AIRPORT
97 GRANTS-JOINT STATE AND LOCAL
99 ADMIN OVERHEAD TO DOT

271,290
71,483
3,518
21,605
7,136
10,000
7,590
4,000
120,028
131,004
1,000
4,979
57,242
10,000
20,000
170,000
98,400
23,898
12,761

278,890
71,683
3,518
21,605
7,136
10,000
7,590
4,000
131,004
1,000
4,979
57,242
10,000
20,000
170,000
98,400
23,898
22,494

* THE AERONAUTICS DIVISION MAY ALLOCATE UP TO 90% TO AIRPORTS NOT LISTED IN THE NATIONAL PLAN OF INTEGRATED AIRPORT SYSTEMS. IN MAKING ALLOCATIONS, THE AERONAUTICS DIVISION SHALL GIVE DUE CONSIDERATION TO AIRPORT SPONSORSHIP, AIRPORT CHARACTERISTICS, INCLUDING PAVEMENT, AVIATION SERVICES AVAILABLE, TYPE OF AVIATION ACTIVITY, ANNUAL AIRCRAFT OPERATION, POPULATION SERVED, NUMBER OF BASED AIRCRAFT, DAYS OF OPERATION, OPERATING EXPENSE DEFICIT, ETC.

** STATE FUNDS GRANTED TO AIRPORTS WHICH ARE NOT

HB 0001 PAGE 317 06/03/03 (CONT.)
 04 TRANSPORTATION (CONT.)
 01 DEPARTMENT OF TRANSPORTATION (CONT.)
 05 AERONAUTICS DIVISION (CONT.)
 01 ADMINISTRATION & SUPPORT (CONT.)

ELIGIBLE FOR FEDERAL FUNDS SHALL BE MATCHED WITH LOCAL FUNDS ON A 50/50 BASIS. BEFORE ANY STATE FUNDS ARE GRANTED, THE AIRPORT SHALL EXECUTE AN AGREEMENT WITH THE STATE SUBJECT TO THE APPROVAL OF THE GOVERNOR AND COUNCIL, GUARANTEEING THAT THE STATE GRANT SHALL BE REFUNDED IF THE AIRPORT IS ABANDONED OR CONVERTED TO ANY OTHER USE WITHIN 10 YEARS OF THE STATE GRANT.

TOTAL	923,030	943,449
ESTIMATED SOURCE OF FUNDS FOR		
ADMINISTRATION & SUPPORT		
08 AGENCY INCOME	98,400	98,400
09 AGENCY INCOME	170,000	170,000
GENERAL FUND	654,630	675,049
TOTAL	923,030	943,449

04 TRANSPORTATION		
01 DEPARTMENT OF TRANSPORTATION		
05 AERONAUTICS DIVISION		
02 AIRPORT DEVELOPMENT		
01 FEDERAL STATE PROJECTS		
90 FEDERAL/STATE PROJECTS	1,870,872	1,873,058
TOTAL	1,870,872	1,873,058

ESTIMATED SOURCE OF FUNDS FOR		
FEDERAL STATE PROJECTS		
00 FEDERAL FUNDS	1,800,000	1,800,000
GENERAL FUND	70,872	73,058
TOTAL	1,870,872	1,873,058

THE FUNDS IN THIS APPROPRIATION SHALL NOT BE TRANSFERRED OR EXPENDED FOR ANY OTHER PURPOSE. SHALL NOT LAPSE UNTIL JUNE 30, 2005 AND SHALL BE EXPENDED ONLY FOR PROJECTS WHEN THE FIVE PERCENT LOCAL AND NINETY PERCENT FEDERAL MATCHING REQUIREMENTS HAVE BEEN MET AND CERTIFIED TO THE GOVERNOR AND COUNCIL.

THE AERONAUTICS DIVISION SHALL REPORT QUARTERLY TO THE CAPITAL BUDGET OVERVIEW COMMITTEE THE STATUS OF ALL FEDERAL-LOCAL AIRPORT PROJECTS.

	----- FISCAL YEAR 2004 -----		----- FISCAL YEAR 2005 -----	
04 TRANSPORTATION				
01 DEPARTMENT OF TRANSPORTATION				
05 AERONAUTICS DIVISION				
02 AIRPORT DEVELOPMENT				
01 FEDERAL STATE PROJECTS				
(CONT.)				
(CONT.)				
(CONT.)				
(CONT.)				
THE COMMISSIONER OF TRANSPORTATION, WITH PRIOR				
APPROVAL OF THE CAPITAL BUDGET OVERVIEW COMMITTEE AND GOVERNOR AND COUNCIL, MAY REDUCE THE				
ABOVE FIRST PRIORITY ALLOCATION TO PROVIDE				
AIRPORT DEVELOPMENT FUNDS FOR OTHER AIRPORTS				
THAT HAVE APPROVED FEDERAL GRANTS FOR PROJECTS.				
04 TRANSPORTATION				
01 DEPARTMENT OF TRANSPORTATION				
05 AERONAUTICS DIVISION				
02 AIRPORT DEVELOPMENT				
02 FEDERAL LOCAL PROJECTS				
90 NON STATE AID AIRPORT PROJECTS	2,000,000		2,000,000	
TOTAL		2,000,000		2,000,000
ESTIMATED SOURCE OF FUNDS FOR				
FEDERAL LOCAL PROJECTS				
00 FEDERAL FUNDS		2,000,000		2,000,000
TOTAL		2,000,000		2,000,000
TOTAL			4,793,902	4,816,507
ESTIMATED SOURCE OF FUNDS FOR				
AERONAUTICS DIVISION				
FEDERAL FUNDS		3,800,000		3,800,000
GENERAL FUND		725,502		748,107
OTHER FUNDS		268,400		268,400
TOTAL		4,793,902		4,816,507
04 TRANSPORTATION				
01 DEPARTMENT OF TRANSPORTATION				
06 DEBT SERVICE				
44 DEBT SERVICE (OTHER AGENCIES)				
TOTAL		5,310,000		6,010,000
ESTIMATED SOURCE OF FUNDS FOR				
DEBT SERVICE				
09 AGENCY INCOME		310,000		310,000
HIGHWAY FUNDS		5,000,000		5,700,000
TOTAL		5,310,000		6,010,000

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04 TRANSPORTATION				
01 DEPARTMENT OF TRANSPORTATION				
07 OTHER HIGHWAY SUPPORT				
04 BENEFITS				
03 WORKERS COMPENSATION				
90 WORKERS' COMPENSATION	D	18,000	18,000	18,000
TOTAL				
ESTIMATED SOURCE OF FUNDS FOR		18,000		18,000
WORKERS COMPENSATION				
GENERAL FUND		18,000		18,000
TOTAL		18,000		18,000
04 TRANSPORTATION				
01 DEPARTMENT OF TRANSPORTATION				
07 OTHER HIGHWAY SUPPORT				
04 BENEFITS				
04 WORKERS COMPENSATION				
90 WORKERS' COMPENSATION	D	1,000,000	1,100,000	1,100,000
TOTAL				
ESTIMATED SOURCE OF FUNDS FOR		1,000,000		1,100,000
WORKERS COMPENSATION				
HIGHWAY FUNDS		1,000,000		1,100,000
TOTAL		1,000,000		1,100,000
04 TRANSPORTATION				
01 DEPARTMENT OF TRANSPORTATION				
07 OTHER HIGHWAY SUPPORT				
04 BENEFITS				
05 UNEMPLOYMENT COMPENSATION				
90 UNEMPLOYMENT COMPENSATION	D	32,000	34,000	34,000
TOTAL				
ESTIMATED SOURCE OF FUNDS FOR		32,000		34,000
UNEMPLOYMENT COMPENSATION				
HIGHWAY FUNDS		32,000		34,000
TOTAL		32,000		34,000
04 TRANSPORTATION				
01 DEPARTMENT OF TRANSPORTATION				
07 OTHER HIGHWAY SUPPORT				
04 BENEFITS				
06 UNEMPLOYMENT COMPENSATION				
90 UNEMPLOYMENT COMPENSATION	D	2,000	2,000	2,000
TOTAL				
ESTIMATED SOURCE OF FUNDS FOR		2,000		2,000
UNEMPLOYMENT COMPENSATION				
GENERAL FUND		2,000		2,000

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06. TRANSPORTATION				(CONT.)		
01. DEPARTMENT OF TRANSPORTATION				(CONT.)		
07. OTHER HIGHWAY SUPPORT				(CONT.)		
04. BENEFITS				(CONT.)		
06. UNEMPLOYMENT COMPENSATION						
TOTAL					2,000	2,000
TOTAL						
ESTIMATED SOURCE OF FUNDS FOR					67,745,577	70,515,078
OTHER HIGHWAY SUPPORT						
GENERAL FUND					20,000	20,000
HIGHWAY FUNDS					67,725,577	70,495,078
TOTAL					67,745,577	70,515,078
04. TRANSPORTATION						
01. DEPARTMENT OF TRANSPORTATION						
08. TURNPIKES						
01. TURNPIKE ADMINISTRATION						
01. ADMINISTRATION & SUPPORT						
10. PERSONAL SERVICES - PERMANENT						
18. OVERTIME				1,015,770	1,042,227	
19. HOLIDAY PAY				64,440	66,373	
20. CURRENT EXPENSES				2,910	2,998	
22. RENT/LEASES OTHER THAN STATE				105,340	108,500	
24. MAINT. OTHER THAN BUILD. & GRNDS				8,460	8,714	
26. ORGANIZATIONAL DUES				150,000	150,000	
30. EMPLOYMENT NEW/REPLACEMENT				33,500	34,500	
40. INDIRECT COSTS				61,653	61,653	
44. DEPT SERVICE OTHER AGENCIES)				315,548	325,014	
49. TRANSFERS TO OTHER STATE AGENCS				29,600,000	32,500,000	
50. PERSONAL SERVICE - TEMP/ APPOINTE				4,230,939	4,305,789	
59. PART-TIME - BENEFITTED				14,997	15,447	
60. BENEFITS				401,902	1	
80. OUT-OF-STATE TRAVEL				9,000	412,473	
91. PAYMENT TO DIST & MAINT RT 16				140,990	9,000	
92. TOLL REVENUE PROCESSING SVC				895,161	145,223	
93. TURNPIKE BRIDGE MAINTENANCE				458,022	821,516	
94. TURNPIKE SIGN CREW				238,500	266,526	
95. RETIREES BENEFITS				743,059	745,000	
96. SAFETY PROGRAM				24,040	24,040	
97. PAVEMENT MARKING & SIGNAL REPA				215,400	215,400	
98. SUBSTANCE ABUSE TESTING				6,000	6,000	
99. AUDIT & ADMIN OVERHEAD TO DOT				1,415,123	1,458,317	
TOTAL				40,150,759		43,191,062
ESTIMATED SOURCE OF FUNDS FOR						
ADMINISTRATION & SUPPORT						
TURNPIKES FUNDS						
TOTAL				40,150,759		43,191,062
TOTAL				40,150,759		43,191,062

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04. TRANSPORTATION							
01 DEPARTMENT OF TRANSPORTATION							
08 TURNPIKES							
02 CENTRAL TURNPIKE							
01 CENTRAL OPERATIONS							
30 EQUIPMENT NEW/REPLACEMENT							
47 OWN FORCES MAINT. - BUILD.&GRNDS	G			7,000		6,500	
48 CONTRACTUAL MAINT. - BUILD.&GRNDS	G			845		870	
58 PERSONAL SERVICE-TEMP/APPOINTEE				546		546	
59 PERSONAL SERVICE-TEMP/APPOINTEE				684,957		684,957	
60 BENEFITS - BENEFITTED				1		1	
70 IN-STATE TRAVEL				764,166		781,590	
				1		1	
TOTAL				4,006,110		4,062,676	
ESTIMATED SOURCE OF FUNDS FOR							
CENTRAL OPERATIONS							
TURNPIKES FUNDS							
TOTAL				4,006,110		4,062,676	
04. TRANSPORTATION							
01 DEPARTMENT OF TRANSPORTATION							
08 TURNPIKES							
02 CENTRAL TURNPIKE							
02 CENTRAL MAINTENANCE							
10 PERSONAL SERVICES - PERMANENT							
18 OVERTIME				986,729		1,017,688	
19 HOLIDAY PAY				174,573		179,810	
20 CURRENT EXPENSES				12,471		12,845	
22 RENT&LEASES OTHER THAN STATE				850,291		783,099	
23 HEAT, ELECTRICITY & WATER				297,191		306,107	
24 MAINT.-OTHER THAN BUILD.&GRNDS	D			335,489		345,553	
30 EQUIPMENT NEW/REPLACEMENT				6,753		6,956	
47 OWN FORCES MAINT. - BUILD.&GRNDS	G			146,667		146,667	
48 CONTRACTUAL MAINT. - BUILD.&GRNDS	G			1,654		1,704	
50 PERSONAL SERVICE-TEMP/APPOINTEE				563		580	
59 PART-TIME - BENEFITTED				145,326		145,326	
60 BENEFITS				445,413		458,871	
70 IN-STATE TRAVEL				10,403		10,403	
93 CONSTRUCTION OF VEND SHELTERS				3,000		3,000	
TOTAL				3,416,524		3,418,410	
ESTIMATED SOURCE OF FUNDS FOR							
CENTRAL MAINTENANCE							
09 AGENCY INCOME	I			2,014		2,014	
TURNPIKES FUNDS				3,414,510		3,416,396	
TOTAL				3,416,524		3,418,410	

----- FISCAL YEAR 2004 -----				----- FISCAL YEAR 2005 -----			
HB 0001	PAGE	324	06/03/03				
06. TRANSPORTATION							
01 DEPARTMENT OF TRANSPORTATION							
00 TURNPIKES							
03 BLUE STAR MEMORIAL HIGHWAY							
01 EAST NH TPK BLUE STAR OPERATIO							
10 PERSONAL SERVICES - PERMANENT							
18 OVERTIME	1,119,037			1,167,960			
19 HOLIDAY PAY	5,893			6,070			
20 CURRENT EXPENSES	38,546			39,703			
23 HEAT, ELECTRICITY & WATER	57,602			56,091			
24 MAINT. OTHER THAN B.U.I.D. & GRNDS	210,822			217,147			
30 EQUIPMENT NEW/REPLACEMENT	166,103			166,103			
47 OWN FORCES MAINT. - B.U.I.D.&GRNDS	7,851			7,851			
48 CONTRACTUAL MAINT. - B.U.I.D.&GRNDS	1,126			1,159			
50 PERSONAL SERVICE-TEMP/APPDINTE	328			328			
59 PART-TIME - BENEFITTED	1,075,129			1,075,129			
60 BENEFITS	1			1			
70 IN-STATE TRAVEL	512,733			523,928			
TOTAL							
ESTIMATED SOURCE OF FUNDS FOR							
EAST NH TPK BLUE STAR OPERATIO	3,195,172			3,241,471			
TURNPIKES FUNDS							
TOTAL	3,195,172			3,241,471			
06. TRANSPORTATION							
01 DEPARTMENT OF TRANSPORTATION							
00 TURNPIKES							
03 BLUE STAR MEMORIAL HIGHWAY							
02 EAST NH TPK BLUE STAR MAINTENA							
10 PERSONAL SERVICES - PERMANENT							
18 OVERTIME	502,473			517,115			
19 HOLIDAY PAY	90,561			93,278			
20 CURRENT EXPENSES	5,171			5,326			
22 RENT/LEASES OTHER THAN STATE	436,510			356,905			
23 HEAT, ELECTRICITY & WATER	133,900			137,917			
24 MAINT. OTHER THAN B.U.I.D. & GRNDS	247,190			254,605			
30 EQUIPMENT NEW/REPLACEMENT	2,251			2,319			
47 OWN FORCES MAINT. - B.U.I.D.&GRNDS	181,323			128,874			
48 CONTRACTUAL MAINT. - B.U.I.D.&GRNDS	1,103			1,136			
50 PERSONAL SERVICE-TEMP/APPDINTE	563			580			
59 PART-TIME - BENEFITTED	55,670			57,340			
60 BENEFITS	1			1			
70 IN-STATE TRAVEL	225,595			232,204			
93 CONSTRUCTION OF VEND SHELTERS	5,495			5,495			
TOTAL	1,500			1,500			
ESTIMATED SOURCE OF FUNDS FOR							
EAST NH TPK BLUE STAR MAINTENA	1,889,306			1,794,595			
09 AGENCY INCOME							
TURNPIKES FUNDS							
TOTAL	1,889,306			1,794,595			
06. TRANSPORTATION							
01 DEPARTMENT OF TRANSPORTATION							
00 TURNPIKES							
03 BLUE STAR MEMORIAL HIGHWAY							
02 EAST NH TPK BLUE STAR MAINTENA							
10 PERSONAL SERVICES - PERMANENT							
18 OVERTIME	502,473			517,115			
19 HOLIDAY PAY	90,561			93,278			
20 CURRENT EXPENSES	5,171			5,326			
22 RENT/LEASES OTHER THAN STATE	436,510			356,905			
23 HEAT, ELECTRICITY & WATER	133,900			137,917			
24 MAINT. OTHER THAN B.U.I.D. & GRNDS	247,190			254,605			
30 EQUIPMENT NEW/REPLACEMENT	2,251			2,319			
47 OWN FORCES MAINT. - B.U.I.D.&GRNDS	181,323			128,874			
48 CONTRACTUAL MAINT. - B.U.I.D.&GRNDS	1,103			1,136			
50 PERSONAL SERVICE-TEMP/APPDINTE	563			580			
59 PART-TIME - BENEFITTED	55,670			57,340			
60 BENEFITS	1			1			
70 IN-STATE TRAVEL	225,595			232,204			
93 CONSTRUCTION OF VEND SHELTERS	5,495			5,495			
TOTAL	1,500			1,500			
ESTIMATED SOURCE OF FUNDS FOR							
EAST NH TPK BLUE STAR MAINTENA	1,889,306			1,794,595			
09 AGENCY INCOME							
TURNPIKES FUNDS							
TOTAL	1,889,306			1,794,595			

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04 TRANSPORTATION								
01 DEPARTMENT OF TRANSPORTATION								
08 TURNPIKES								
04 SPAULDING TURNPIKE								
01 EAST NH TPK SPAULD TPK OPERATI								
10 PERSONAL SERVICES - PERMANENT								
18 OVERTIME				574,180		589,311		
19 HOLIDAY PAY				2,396		2,430		
20 CURRENT EXPENSES				16,918		17,423		
23 HEAT, ELECTRICITY & WATER				45,432		43,555		
24 MAINT. OTHER THAN BUILD. & GRNDS				61,363		63,204		
30 EQUIPMENT NEW/REPLACEMENT				124,309		124,309		
47 OWN FORCES MAINT. - BUILD.&GRNDS				7,479		7,479		
48 CONTRACTUAL MAINT. - BUILD.&GRNDS				563		580		
50 PERSONAL SERVICE-TEMP/APPOINTE				328		328		
59 PART-TIME - BENEFITTED				465,126		465,126		
60 BENEFITS				1		1		
70 IN-STATE TRAVEL				255,176		260,973		
TOTAL				1,553,272		1,574,720		
ESTIMATED SOURCE OF FUNDS FOR								
EAST NH TPK SPAULD TPK OPERATI								
TURNPIKES FUNDS								
TOTAL				1,553,272		1,574,720		
04 TRANSPORTATION								
01 DEPARTMENT OF TRANSPORTATION								
08 TURNPIKES								
04 SPAULDING TURNPIKE								
02 EAST NH TPK SPAULD TPK MAINT								
10 PERSONAL SERVICES - PERMANENT								
18 OVERTIME				314,198		323,496		
19 HOLIDAY PAY				85,094		87,647		
20 CURRENT EXPENSES				650		669		
22 RENT&LEASES OTHER THAN STATE				225,688		232,459		
23 HEAT, ELECTRICITY & WATER				66,555		68,551		
24 MAINT. OTHER THAN BUILD. & GRNDS				41,906		43,163		
30 EQUIPMENT NEW/REPLACEMENT				3,377		3,478		
47 OWN FORCES MAINT. - BUILD.&GRNDS				130,717		130,717		
48 CONTRACTUAL MAINT. - BUILD.&GRNDS				822		846		
50 PERSONAL SERVICE-TEMP/APPOINTE				563		580		
59 PART-TIME - BENEFITTED				6,216		6,403		
60 BENEFITS				1		1		
70 IN-STATE TRAVEL				148,455		152,861		
92 DAMAGE CLAIMS				2,068		2,130		
TOTAL				700		700		
TOTAL				1,027,010		1,053,701		
ESTIMATED SOURCE OF FUNDS FOR								
EAST NH TPK SPAULD TPK MAINT								
TURNPIKES FUNDS								
TOTAL				1,027,010		1,053,701		
TOTAL				1,027,010		1,053,701		
TOTAL				61,489,153		64,638,135		

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04 TRANSPORTATION
01 DEPARTMENT OF TRANSPORTATION
00 TURNPIKES

ESTIMATED SOURCE OF FUNDS FOR

TURNPIKES	61,486,132	64,635,114
TURNPIKES FUNDS	3,021	3,021
OTHER FUNDS	61,489,153	64,638,135
TOTAL		

TOTAL

505,187,357 510,180,390

ESTIMATED SOURCE OF FUNDS FOR
DEPARTMENT OF TRANSPORTATION

FEDERAL FUNDS	160,387,122	156,627,479
GENERAL FUNDS	2,807,781	2,890,959
HIGHWAY FUNDS	231,994,630	239,028,463
TURNPIKES FUNDS	61,486,132	64,635,114
OTHER FUNDS	48,511,692	48,998,395
TOTAL	505,187,357	510,180,390

TOTAL

505,187,357 510,180,390

ESTIMATED SOURCE OF FUNDS FOR

TRANSPORTATION	160,387,122	154,627,479
FEDERAL FUNDS	2,807,781	2,890,959
GENERAL FUND	231,994,630	239,028,463
HIGHWAY FUNDS	61,486,132	64,635,114
TURNPIKES FUNDS	48,511,692	48,998,395
OTHER FUNDS	505,187,357	510,180,390
TOTAL		

05 HEALTH AND SOCIAL SERVICES

01 DEPT OF HEALTH AND HUMAN SVCS
01 OFFICE OF THE COMMISSIONER
01 COMMISSIONER'S OFFICE
01 COMMISSIONER'S OFFICE

10 PERSONAL SERVICES - PERMANENT
11 SALARY OF COMMISSIONER
12 PERSONAL SERVICES-UNCLASSIFIED
16 OVERTIME EXPENSES
20 CURRENT EXPENSES
26 ORGANIZATIONAL DUES
30 EQUIPMENT NEW/REPLACEMENT
40 INTEREST COSTS
41 AUDIT FUND SET ASIDE
42 ADDITIONAL FRINGE BENEFITS
50 PERSONAL SERVICE-TEMP/APPOINTEE

3,669,087	3,777,782
295,791	295,791
1,129,806	1,141,179
73,989	73,989
1,717,004	1,716,998
2,558	2,558
68,413	68,413
7,687	8,145
5,419	5,442
124,940	127,841
58,750	50,661

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		----- FISCAL YEAR 2004 -----		----- FISCAL YEAR 2005 -----	
05 HEALTH AND SOCIAL SERVICES					
01 DEPT OF HEALTH AND HUMAN SVCS					
01 OFFICE OF THE COMMISSIONER	(CONT.)				
01 COMMISSIONER'S OFFICE	(CONT.)				
01 COMMISSIONER'S OFFICE	(CONT.)				
59 PART-TIME - BENEFITTED		24,238		24,238	
60 BENEFITS		1,925,871		1,969,752	
70 IN-STATE TRAVEL		81,326		81,324	
80 OUT-OF STATE TRAVEL		46,531		46,531	
90 INTERIM ASSISTANCE		775,000		775,000	
91 ERIC L. OVERSIGHT PANEL		15,000		15,000	
92 BROWN BLDG OCCUPANCY		390,254		242,121	
93 FINANCIAL ALLOCATION SERVICES		250,000		256,250	
95 HDSS OPERATIONS		568,000		582,200	
TOTAL		11,229,664		11,261,415	
ESTIMATED SOURCE OF FUNDS FOR					
COMMISSIONER'S OFFICE		5,418,642		5,441,813	
00 FEDERAL FUNDS		5,811,022		5,819,602	
GENERAL FUND		11,229,664		11,261,415	
TOTAL					
05 HEALTH AND SOCIAL SERVICES					
01 DEPT OF HEALTH AND HUMAN SVCS					
01 OFFICE OF THE COMMISSIONER					
01 COMMISSIONER'S OFFICE					
02 EMPLOYEE ASSISTANCE PROGRAM					
10 PERSONAL SERVICES - PERMANENT					
18 OVERTIME		319,263		328,083	
20 CURRENT EXPENSES		13,012		2,784	
26 ORGANIZATIONAL DUES		50		13,012	
30 EQUIPMENT NEW/REPLACEMENT		891		50	
41 AUDIT FUND SET ASIDE		36		87	
42 ADDITIONAL FRINGE BENEFITS		752		793	
49 TRANSFERS TO OTHER STATE AGENCIES		4,753		4,753	
60 BENEFITS		119,157		122,421	
70 IN-STATE TRAVEL		9,614		9,613	
80 OUT-OF STATE TRAVEL		1,725		1,724	
90 EDUCATION & TRAINING		13,829		13,830	
TOTAL		485,865		497,991	
ESTIMATED SOURCE OF FUNDS FOR					
EMPLOYEE ASSISTANCE PROGRAM					
00 FEDERAL FUNDS		36,520		37,454	
01 TRANSFERS FROM OTHER AGENCIES		67,070		67,070	
02 TRANSFER FROM DEPT TRANSPORTATION		25,000		25,000	
09 AGENCY INCOME		118,853		121,823	
GENERAL FUND		238,422		246,644	
TOTAL		485,865		497,991	

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05 HEALTH AND SOCIAL SERVICES	(CONT.)							
01 DEPT OF HEALTH AND HUMAN SVCS	(CONT.)							
01 OFFICE OF THE COMMISSIONER	(CONT.)							
01 COMMISSIONER'S OFFICE	(CONT.)							
04 UNCOMPENSATED CARE FUND	(CONT.)							
EXPENSE FOR DISPROPORTIONATE SHARE PAYMENTS EXCEEDS THE APPROPRIATION, THE DEPARTMENT OF HEALTH AND HUMAN SERVICES MAY, WITH PRIOR APPROVAL OF THE LEGISLATIVE FISCAL COMMITTEE APPROVAL OF THE GOVERNOR AND EXECUTIVE COUNCIL, TRANSFER FROM FUNDS OTHERWISE UNAPPROPRIATED, SUFFICIENT FUNDS TO MEET EXPENDITURES.								
05 HEALTH AND SOCIAL SERVICES								
01 DEPT OF HEALTH AND HUMAN SVCS								
01 OFFICE OF THE COMMISSIONER								
01 COMMISSIONER'S OFFICE								
05 WORKERS COMPENSATION								
92 WORKERS COMPENSATION	D				131,823		135,119	
TOTAL					131,823		135,119	
ESTIMATED SOURCE OF FUNDS FOR								
WORKERS COMPENSATION								
GENERAL FUND								
TOTAL					131,823		135,119	
05 HEALTH AND SOCIAL SERVICES								
01 DEPT OF HEALTH AND HUMAN SVCS								
01 OFFICE OF THE COMMISSIONER								
01 COMMISSIONER'S OFFICE								
06 UNEMPLOYMENT COMPENSATION								
90 UNEMPLOYMENT COMPENSATION	D				15,372		15,756	
TOTAL					15,372		15,756	
ESTIMATED SOURCE OF FUNDS FOR								
UNEMPLOYMENT COMPENSATION								
GENERAL FUND								
TOTAL					15,372		15,756	
05 HEALTH AND SOCIAL SERVICES								
01 DEPT OF HEALTH AND HUMAN SVCS								
01 OFFICE OF THE COMMISSIONER								
02 DEVIABILITIES COUNCIL								
01 COUNCIL EXPENDITURES								
10 PERSONAL SERVICES - PERMANENT								173,665
20 CURRENT EXPENSES								22,272
22 RENT/LEASES OTHER THAN STATE								22,496
28 TRANSFERS TO GENERAL SERVICES								37,023
30 EQUIPMENT NEW/REPLACEMENT								1,113
40 INDIRECT COSTS								635
	E							

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(CONT.)								
05 HEALTH AND SOCIAL SERVICES								
01 DEPT OF HEALTH AND HUMAN SVCS								
01 OFFICE OF THE COMMISSIONER								
02 DEV DISABILITIES COUNCIL								
01 COUNCIL EXPENDITURES								
D								
41 AUDIT FUND SET ASIDE								
42 ADDITIONAL FRINGE BENEFITS								
50 PERSONAL SERVICE-TEMP/APPOINTEE								
60 BENEFITS								
70 IN-STATE TRAVEL								
80 OUT-OF STATE TRAVEL								
91 COUNCIL EXPENDITURES & CONTRAC								
D								
TOTAL								
ESTIMATED SOURCE OF FUNDS FOR								
COUNCIL EXPENDITURES								
00 FEDERAL FUNDS								
TOTAL								
341,504								
390,894								
390,894								
390,894								
05 HEALTH AND SOCIAL SERVICES								
01 DEPT OF HEALTH AND HUMAN SVCS								
01 OFFICE OF THE COMMISSIONER								
02 DEV DISABILITIES COUNCIL								
02 CSBG								
10 PERSONAL SERVICES - PERMANENT								
20 CURRENT EXPENSES								
22 RENT&LEASES OTHER THAN STATE								
24 MAINT-OTHER THAN BUILD. & GRNDS								
26 ORGANIZATIONAL DUES								
40 INDIRECT COSTS								
41 AUDIT FUND SET ASIDE								
42 ADDITIONAL FRINGE BENEFITS								
46 CONSULTANTS								
60 BENEFITS								
70 IN-STATE TRAVEL								
80 OUT-OF STATE TRAVEL								
93 CSBG CONTRACTS								
TOTAL								
ESTIMATED SOURCE OF FUNDS FOR								
CSBG								
00 REFUGEE RESETTLEMENT								
TOTAL								
3,327,056								
3,327,329								
3,327,329								
3,327,329								
TOTAL								
ESTIMATED SOURCE OF FUNDS FOR								
OFFICE OF THE COMMISSIONER								
FEDERAL FUNDS								
GENERAL FUNDS								
OTHER FUNDS								
TOTAL								
271,693,375								
285,347,329								
285,347,329								
285,347,329								

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9,677
13,855
62,795
5,432
5,567
11,136
26,943

341,504 390,894

341,504 390,894
341,504 390,894

42,902
1,044
2,462
2,415
502
3,328
2,489
226
15,874
224
6,009
3,249,081

3,327,056 3,327,329

3,327,056 3,327,329
3,327,056 3,327,329

271,693,375 285,347,329
137,056,673 144,114,093
36,100,307 37,647,089
96,128,116 111,586,157
271,693,375 285,347,329

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05 HEALTH AND SOCIAL SERVICES					
01 DEPT OF HEALTH AND HUMAN SVCS					
02 OFFICE OF ADMINISTRATION					
01 HUMAN RESOURCES					
10 PERSONAL SERVICES - PERMANENT					
18 OVERTIME		406,012	419,060		
20 CURRENT EXPENSES		4,313	4,510		
22 RENT&LEASES OTHER THAN STATE		24,279	30,805		
26 ORGANIZATIONAL DUES			1,892		
30 EQUIPMENT NEW/REPLACEMENT			709		
40 INDIRECT COSTS		25	10,350		
41 AUDIT FUND SET ASIDE	E	8,914	1,248		
42 ADDITIONAL FRINGE BENEFITS	D	1,510	244		
50 PERSONAL SERVICE-TEMP/APPOINTEE		8,307	8,574		
60 BENEFITS		3,463	4,423		
70 IN-STATE TRAVEL		152,085	157,059		
80 OUT-OF STATE TRAVEL		2,372	8,719		
92 DEPT WIDE TRAINING		110	2,906		
TOTAL		56,122	57,917		
ESTIMATED SOURCE OF FUNDS FOR		667,756	708,793		
HUMAN RESOURCES					
00 FEDERAL FUNDS					
GENERAL FUND		234,076	248,473		
TOTAL		433,680	460,320		
		667,756	708,793		
05 HEALTH AND SOCIAL SERVICES					
01 DEPT OF HEALTH AND HUMAN SVCS					
02 OFFICE OF ADMINISTRATION					
02 MANAGEMENT SUPPORT					
10 PERSONAL SERVICES-PERM. CLASSI					
12 PERSONAL SERVICES-UNCLASSIFIED		1,362,715	1,400,156		
18 OVERTIME		303,781	309,977		
20 CURRENT EXPENSES		31,600	32,390		
22 RENT&LEASES OTHER THAN STATE		1,066,817	1,097,568		
26 ORGANIZATIONAL DUES		4,011,556	4,393,997		
30 EQUIPMENT NEW/REPLACEMENT		50	600		
40 INDIRECT COSTS	D	478,514	481,801		
41 AUDIT FUND SET ASIDE		61,959	63,575		
42 ADDITIONAL FRINGE BENEFITS	E	26,490	26,490		
49 TRANSFERS TO OTHER STATE AGENCIES	D	3,597	3,826		
60 BENEFITS		42,420	43,511		
70 IN-STATE TRAVEL		125,000	128,125		
80 OUT-OF STATE TRAVEL		628,296	644,733		
90 BROWN BLDG FACILITY MAINT		8,461	10,586		
92 BROWN BUILDING OCCUPANCY		102,501	3,156		
TOTAL		446,599	510,555		
ESTIMATED SOURCE OF FUNDS FOR		8,701,856	9,253,127		
MANAGEMENT SUPPORT					

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(CONT.)			
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(CONT.)			
05 HEALTH AND SOCIAL SERVICES			
01 DEPT OF HEALTH AND HUMAN SVCS			
02 OFFICE OF ADMINISTRATION			
02 MANAGEMENT SUPPORT			
00 FEDERAL FUNDS			
GENERAL FUND			
TOTAL	3,596,884	3,825,251	
	5,104,972	5,427,876	
	8,701,856	9,253,127	
			9,961,920
TOTAL			
ESTIMATED SOURCE OF FUNDS FOR			
OFFICE OF ADMINISTRATION			
FEDERAL FUNDS			
GENERAL FUND			
TOTAL	9,369,612		
			4,073,724
			5,888,196
			9,961,920
05 HEALTH AND SOCIAL SERVICES			
01 DEPT OF HEALTH AND HUMAN SVCS			
03 OFFICE OF INFORMATION SYSTEMS			
01 MANAGEMENT SYSTEMS			
10 PERSONAL SERVICES - PERMANENT			
12 PERSONAL SERVICES-UNCLASSIFIED			
18 OVERTIME	6,846,161		7,050,698
20 CURRENT EXPENSES	1,092,541		1,105,678
24 MAINT. OTHER THAN BUILD. & GRNDS	362,794		390,919
26 ORGANIZATIONAL DUES	815,420		732,957
28 TRANSFERS TO DEPT CENTER	1,180,654		1,180,654
30 EQUIPMENT NEW/REPLACEMENT	47,900		44,881
31 COMPUTER ENHANCEMENT-HIPAA	741,943		770,753
40 INDIRECT COSTS	29,000		31,000
41 AUDIT FUND SET ASIDE	21,924		17,586
42 ADDITIONAL FRINGE BENEFITS	224,291		236,982
46 CONSULTANTS	200,000		100,000
59 PART-TIME - BENEFITTED	321,538		325,029
60 BENEFITS	3,197,923		3,282,760
70 IN-STATE TRAVEL	61,343		62,228
80 OUT-OF STATE TRAVEL	44,694		46,590
90 SYSTEM EXPENSE JUVENILE JUSTICE	476,000		500,000
91 HELP DESK	743,181		761,761
92 IT TRAINING	102,500		105,063
93 PC REPLACEMENTS	425,000		435,625
94 DISASTER RECOVERY	1		1
95 BRIDGES OPERATIONAL EXPENSES	1,000,000		1,000,000
96 MEDICAID OPERATIONAL EXPENSES	15,726,000		10,998,697
97 MEDICAID ADM EXPENSE	227,550		233,238

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05 HEALTH AND SOCIAL SERVICES					(CONT.)			
01 DEPT OF HEALTH AND HUMAN SVCS					(CONT.)			
03 OFFICE OF INFORMATION SYSTEMS					(CONT.)			
01 MANAGEMENT SYSTEMS					(CONT.)			
OF THE AMOUNT APPROPRIATED IN CLASS 96,4250,000								
SHALL BE FOR EDS SYSTEM CHANGES NEEDED TO								
SUPPORT REPORTING OF PROVIDER PAYMENT RATE								
INFORMATION TO THE FISCAL COMMITTEE OF THE								
GENERAL COURT.								
TOTAL					39,044,759		34,393,529	
ESTIMATED SOURCE OF FUNDS FOR								
MANAGEMENT SYSTEMS								
00 FEDERAL FUNDS					21,923,113		17,585,748	
GENERAL FUND					17,121,646		16,807,781	
TOTAL					39,044,759		34,393,529	
TOTAL					39,044,759		34,393,529	
ESTIMATED SOURCE OF FUNDS FOR								
OFFICE OF INFORMATION SYSTEMS					21,923,113		17,585,748	
FEDERAL FUNDS					17,121,646		16,807,781	
GENERAL FUND					39,044,759		34,393,529	
TOTAL								
05 HEALTH AND SOCIAL SERVICES								
01 DEPT OF HEALTH AND HUMAN SVCS								
04 OFFICE HEALTH PLANG & MEDICAID								
01 THWIIA								
20 CURRENT EXPENSES					4,998		10,000	
30 EQUIPMENT NEW/REPLACEMENT					9,000		4,000	
41 AUDIT FUND SET ASIDE					500		500	
59 PART-TIME - BENEFITTED					70,318		72,150	
60 BENEFITS					26,018		26,696	
70 IN-STATE TRAVEL					1,000		1,000	
80 OUT-OF STATE TRAVEL					4,000		4,000	
90 CONTRACTS					384,166		381,654	
TOTAL					500,000		500,000	
ESTIMATED SOURCE OF FUNDS FOR								
THWIIA								
00 FEDERAL FUNDS					500,000		500,000	
TOTAL					500,000		500,000	

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05 HEALTH AND SOCIAL SERVICES								
01 DEPT OF HEALTH AND HUMAN SVCS								
04 OFFICE HEALTH PLANG & MEDICAID								
02 SPECIAL MEDICAL SERVICES								
10 PERSONAL SERVICES-PERM, CLASSI								
12 PERSONAL SERVICES-UNCLASSIFIED								
18 OVERTIME								
20 CURRENT EXPENSES								
26 ORGANIZATIONAL DUES								
41 AUDIT FUND SET ASIDE								
42 ADDITIONAL FRINGE BENEFITS								
46 CONSULTANTS								
59 PART-TIME - BENEFITTED								
60 BENEFITS								
70 IN-STATE TRAVEL								
80 OUT-OF STATE TRAVEL								
93 SPECIALTY CLINIC								
94 CATASTROPHIC								
96 PATIENT CARE								
TOTAL					3,303,111		3,699,818	
ESTIMATED SOURCE OF FUNDS FOR								
SPECIAL MEDICAL SERVICES								
00 FEDERAL FUNDS								
GENERAL FUND								
TOTAL					1,108,903		1,160,309	
					2,194,208		2,539,509	
					3,303,111		3,699,818	
05 HEALTH AND SOCIAL SERVICES								
01 DEPT OF HEALTH AND HUMAN SVCS								
04 OFFICE HEALTH PLANG & MEDICAID								
03 COMMUNITY GRANTS								
91 HCTF - GRANTS								
TOTAL					350,000			
ESTIMATED SOURCE OF FUNDS FOR								
COMMUNITY GRANTS								
GENERAL FUND								
TOTAL					350,000			
					350,000			
05 HEALTH AND SOCIAL SERVICES								
01 DEPT OF HEALTH AND HUMAN SVCS								
04 OFFICE HEALTH PLANG & MEDICAID								
04 MEDICAID ADMINISTRATION								
10 PERSONAL SERVICES-PERM, CLASSI								
11 PERSONAL SERVICES-UNCLASSIFIED								
12 PERSONAL SERVICES-UNCLASSIFIED								
18 OVERTIME								
20 CURRENT EXPENSES								
TOTAL					2,774,703		2,853,189	
					81,191		81,191	
					447,701		451,436	
					83,652		86,162	
					224,208		231,048	

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05 HEALTH AND SOCIAL SERVICES			(CONT.)	
01 DEPT OF HEALTH AND HUMAN SVCS			(CONT.)	
04 OFFICE HEALTH PLANG & MEDICAID			(CONT.)	
04 MEDICAID ADMINISTRATION			(CONT.)	
26 ORGANIZATIONAL DUES		4,369	6,280	
30 EQUIPMENT NEW/REPLACEMENT		73,228	13,060	
41 AUDIT FUND SET ASIDE	D	7,960	8,029	
42 ADDITIONAL FRINGE BENEFITS	D	104,207	108,893	
49 TRANSFERS TO OTHER STATE AGENCS		166,779	170,207	
50 PERSONAL SERVICE-TEMP/APPOINTE		42,378	43,522	
59 PART-TIME - BENEFITTED		411,157	423,962	
60 BENEFITS		1,408,651	1,444,827	
70 IN-STATE TRAVEL		6,000	6,414	
80 OUT-OF STATE TRAVEL		12,304	13,133	
90 TRAINING		9,400	9,400	
91 OTHER MEDICAL COSTS		542,001	565,849	
93 DENTAL CONTRACT	*	1,500,000	1,500,000	
95 MEDICAL TRANSPORTATION		784,634	804,250	
97 MEDICAID CONTRACTS		6,150,989	6,156,195	
* THE DEPARTMENT SHALL PREPARE A QUARTERLY REPORT				
TO THE LEGISLATIVE FISCAL COMMITTEE ON THE				
NUMBER OF CHILDREN SERVED BY THE STATE DENTAL				
PROGRAM, THE DOLLARS SPENT FOR THE SERVICES,				
AND THE INCREASE IN THE NUMBER OF CHILDREN				
SERVED.				
TOTAL		14,835,492	14,977,027	
ESTIMATED SOURCE OF FUNDS FOR				
MEDICAID ADMINISTRATION				
00 FEDERAL FUNDS		7,961,564	8,030,166	
05 PRIVATE LOCAL FUNDS	I	88,750	38,797	
GENERAL FUND		6,785,178	6,908,084	
TOTAL		14,835,492	14,977,027	
05 HEALTH AND SOCIAL SERVICES				
01 DEPT OF HEALTH AND HUMAN SVCS				
04 OFFICE HEALTH PLANG & MEDICAID				
05 PROVIDER PAYMENTS				
41 AUDIT FUND SET ASIDE	D	147,673	153,471	
90 PROVIDER PAYMENT	F	190,195,684	195,922,854	
91 CHIP	*	7,699,709	9,981,939	
92 DRUGS	F	96,345,484	99,235,849	
95 HEAD PROGRAM	**	710,000	710,000	

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 05 HEALTH AND SOCIAL SERVICES (CONT.)
 01 DEPT OF HEALTH AND HUMAN SVCS (CONT.)
 04 OFFICE HEALTH PLANS & MEDICAID (CONT.)
 05 PROVIDER PAYMENTS (CONT.)

* THE INSURANCE CONTRACT FOR THE STATE CHILDREN'S HEALTH INSURANCE PROGRAM SHALL NOT BE AWARDED WITHOUT A COMPETITIVE BIDDING PROCESS. THE COMMISSIONER OF ADMINISTRATIVE SERVICES SHALL CONSIDER INCLUDING THIS PROGRAM AS A COMPONENT OF THE PROGRAM TO SELF INSURE STATE EMPLOYEES HEALTH COVERAGE.

* FOR THE BIENNIIUM ENDING JUNE 30, 2005, THE DEPARTMENT SHALL NOT CHANGE ELIGIBILITY FOR THE HEALTH PROGRAM WITHOUT THE APPROVAL OF THE LEGISLATIVE FISCAL COMMITTEE.

TOTAL ESTIMATED SOURCE OF FUNDS FOR PROVIDER PAYMENTS	295,098,550	306,004,113
00 FEDERAL FUNDS	147,673,811	153,471,826
05 PRIVATE LOCAL FUNDS	250,305	250,305
09 AGENCY INCOME	1,448,552	1,448,552
GENERAL FUND	145,725,882	150,833,430
TOTAL	295,098,550	306,004,113

----- FISCAL YEAR 2004 -----		----- FISCAL YEAR 2005 -----	
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05 HEALTH AND SOCIAL SERVICES			
01 DEPT OF HEALTH AND HUMAN SVCS			
04 OFFICE HEALTH PLANG & MEDICAID			
06 REAL CHOICE SYSTEM CHANGE			
		D	
41 AUDIT FUND SET ASIDE		1,834	1,834
91 GRANTS		1,831,243	1,831,243
TOTAL		1,833,077	1,833,077
ESTIMATED SOURCE OF FUNDS FOR			
REAL CHOICE SYSTEM CHANGE			
00 FEDERAL FUNDS		1,833,077	1,833,077
TOTAL		1,833,077	1,833,077
05 HEALTH AND SOCIAL SERVICES			
01 DEPT OF HEALTH AND HUMAN SVCS			
04 OFFICE HEALTH PLANG & MEDICAID			
07 LOCAL ACCESS PROGRAM			
		F	
90 LOCAL ACCESS PROGRAM		450,000	
TOTAL		450,000	
ESTIMATED SOURCE OF FUNDS FOR			
LOCAL ACCESS PROGRAM			
GENERAL FUND		450,000	
TOTAL		450,000	
TOTAL		316,370,230	327,014,035
ESTIMATED SOURCE OF FUNDS FOR			
OFFICE HEALTH PLANG & MEDICAID			
FEDERAL FUNDS		159,077,355	164,995,358
GENERAL FUND		155,505,268	160,281,023
OTHER FUNDS		1,787,607	1,737,654
TOTAL		316,370,230	327,014,035
05 HEALTH AND SOCIAL SERVICES			
01 DEPT OF HEALTH AND HUMAN SVCS			
05 OFFICE OF PROGRAM SUPPORT			
01 ADMINISTRATION			
01 LEGAL SERVICES			
10 PERSONAL SERVICES-PERM. CLASSI		1,882,685	1,938,373
12 PERSONAL SERVICES-UNCLASSIFIED		200,235	203,807
18 OVERTIME		3,299	3,299
20 CURRENT EXPENSES		26,393	26,393
30 EQUIPMENT NEW/REPLACEMENT		1	1
41 AUDIT FUND SET ASIDE		1,053	1,082
42 ADDITIONAL FRINGE BENEFITS		13,670	13,670
60 BENEFITS		771,908	793,828
70 IN-STATE TRAVEL		32,200	32,200

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05 HEALTH AND SOCIAL SERVICES	(CONT.)		
01 DEPT OF HEALTH AND HUMAN SVCS	(CONT.)		
05 OFFICE OF PROGRAM SUPPORT	(CONT.)		
01 ADMINISTRATION	(CONT.)		
01 LEGAL SERVICES	(CONT.)		
80 OUT OF STATE TRAVEL		4,896	4,896
TOTAL		2,936,360	3,018,105
ESTIMATED SOURCE OF FUNDS FOR			
LEGAL SERVICES			
00 FEDERAL FUNDS		1,053,289	1,082,621
GENERAL FUND		1,883,071	1,935,484
TOTAL		2,936,360	3,018,105
05 HEALTH AND SOCIAL SERVICES			
01 DEPT OF HEALTH AND HUMAN SVCS			
05 OFFICE OF PROGRAM SUPPORT			
01 ADMINISTRATION			
02 PROGRAM SUPPORT ADMINISTRATION			
10 PERSONAL SERVICES-PERM. CLASSI			
12 PERSONAL SERVICES-UNCLASSIFIED			
20 CURRENT EXPENSES		417,776	434,580
26 ORGANIZATIONAL DUES		134,558	134,758
30 EQUIPMENT NEW/REPLACEMENT		25,024	24,271
40 EQUIPMENT COSTS		500	500
41 AUDIT FUND SET ASIDE		3,235	3,165
42 ADDITIONAL FRINGE BENEFITS		100,000	100,000
70 BENEFITS		300	300
71 STATE TRAVEL		5,537	5,537
80 OUT-OF STATE TRAVEL		204,363	210,655
TOTAL		1,798	1,798
ESTIMATED SOURCE OF FUNDS FOR			
PROGRAM SUPPORT ADMINISTRATION		895,083	917,556
00 FEDERAL FUNDS		293,978	293,812
01 TRANSFERS FROM OTHER AGENCIES		12,602	12,602
GENERAL FUND		588,503	611,142
TOTAL		895,083	917,556
05 HEALTH AND SOCIAL SERVICES			
01 DEPT OF HEALTH AND HUMAN SVCS			
05 OFFICE OF PROGRAM SUPPORT			
02 LICENSING & REGULATION			
01 CHILD CARE LICENSING			
10 PERSONAL SERVICES-PERM. CLASSI			
18 OVERTIME		566,079	587,006
20 CURRENT EXPENSES		7,695	7,695
26 ORGANIZATIONAL DUES		29,074	28,449
30 EQUIPMENT NEW/REPLACEMENT		80	80
40 EQUIPMENT COSTS		418	355
41 AUDIT FUND SET ASIDE		637	637
42 ADDITIONAL FRINGE BENEFITS		13,647	13,647

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05 HEALTH AND SOCIAL SERVICES					(CONT.)		
01 DEPT OF HEALTH AND HUMAN SVCS					(CONT.)		
05 OFFICE OF PROGRAM SUPPORT					(CONT.)		
02 LICENSING & REGULATION					(CONT.)		
01 CHILD CARE LICENSING							
50 PERSONAL SERVICE-TEMP/APPOINTEE					3,539		3,539
60 BENEFITS					212,567		220,310
70 IN-STATE TRAVEL					45,423		45,423
80 OUT-OF STATE TRAVEL					3,961		3,961
90 GRANTS & CONTRACTS					22,050		22,050
TOTAL					905,170		933,152
ESTIMATED SOURCE OF FUNDS FOR							
CHILD CARE LICENSING					637,520		637,271
00 FEDERAL FUNDS					267,650		295,881
GENERAL FUND					905,170		933,152
TOTAL							
05 HEALTH AND SOCIAL SERVICES							
01 DEPT OF HEALTH AND HUMAN SVCS							
05 OFFICE OF PROGRAM SUPPORT							
02 LICENSING & REGULATION							
02 HEALTH FACILITIES ADMINSTR							
10 PERSONAL SERVICES-PERM. CLASSI					1,246,932		1,290,306
18 OVERTIME					15,675		15,675
20 CURRENT EXPENSES					50,356		50,356
22 RENT/LEASES OTHER THAN STATE					4,788		4,788
26 ORGANIZATIONAL DUES					50		50
30 EQUIPMENT NEW/REPLACEMENT					1		1
41 AUDIT FUND SET ASIDE					1,227		973
42 ADDITIONAL FRINGE BENEFITS					26,992		26,992
46 CONSULTANTS					45,000		45,000
49 TRANSFERS TO OTHER STATE AGENCS					1,000		1,000
59 PART-TIME - BENEFITTED					223,002		232,023
60 BENEFITS					549,676		569,062
70 IN-STATE TRAVEL					98,123		98,123
80 OUT-OF STATE TRAVEL					45,280		45,280
90 TRAINING					11,546		11,546
TOTAL					2,319,646		2,391,173
ESTIMATED SOURCE OF FUNDS FOR							
HEALTH FACILITIES ADMINSTR					1,227,777		973,147
00 FEDERAL FUNDS					44,803		4,115
07 AGENCY INCOME					1,087,866		1,413,911
GENERAL FUND					2,319,646		2,391,173
TOTAL							

----- FISCAL YEAR 2004 -----		----- FISCAL YEAR 2005 -----	
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05 HEALTH AND SOCIAL SERVICES			
01 DEPT OF HEALTH AND HUMAN SVCS			
05 OFFICE OF PROGRAM SUPPORT			
02 LICENSING & REGULATION			
03 FOOD PROTECTION			
10 PERSONAL SERVICES-PERM. CLASSI			
18 OVERTIME			
20 CURRENT EXPENSES			
26 ORGANIZATIONAL DUES			
30 EQUIPMENT NEW/REPLACEMENT			
41 AUDIT FUND SET ASIDE			
60 BENEFITS			
70 IN-STATE TRAVEL			
80 OUT-OF STATE TRAVEL			
90 CONTRATS-GRANTS			
TOTAL			
ESTIMATED SOURCE OF FUNDS FOR			
FOOD PROTECTION			
00 FEDERAL FUNDS			
09 AGENCY INCOME			
GENERAL FUND			
TOTAL			
05 HEALTH AND SOCIAL SERVICES			
01 DEPT OF HEALTH AND HUMAN SVCS			
05 OFFICE OF PROGRAM SUPPORT			
02 LICENSING & REGULATION			
04 COMMUNITY RESIDENCES			
10 PERSONAL SERVICES-PERM. CLASSI			
18 OVERTIME			
20 CURRENT EXPENSES			
26 ORGANIZATIONAL DUES			
30 EQUIPMENT NEW/REPLACEMENT			
41 AUDIT FUND SET ASIDE			
66 CONSULTANTS			
60 BENEFITS			
70 IN-STATE TRAVEL			
80 OUT-OF STATE TRAVEL			
90 TRAINING			
TOTAL			
ESTIMATED SOURCE OF FUNDS FOR			
COMMUNITY RESIDENCES			
00 FEDERAL FUNDS			
GENERAL FUND			
TOTAL			
TOTAL			
ESTIMATED SOURCE OF FUNDS FOR			
OFFICE OF PROGRAM SUPPORT			
TOTAL			

611,011

2,749

21,848

600

1

227,091

5,027

5,027

5,000

932,909

956,084

4,883

52,481

875,565

932,909

54,038

902,046

956,084

217,552

25

6,622

50

1

105

5,000

80,503

10,108

3,032

3,508

326,306

341,418

103,933

222,373

326,306

103,937

237,481

341,418

8,315,474

8,557,488

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05 HEALTH AND SOCIAL SERVICES					(CONT.)			
01 DEPT OF HEALTH AND HUMAN SVCS					(CONT.)			
05 OFFICE OF PROGRAM SUPPORT					(CONT.)			
					(CONT.)			
FEDERAL FUNDS						3,321,380		3,090,788
GENERAL FUND						4,925,008		5,395,945
OTHER FUNDS						69,084		70,755
TOTAL						8,315,474		8,557,488
05 HEALTH AND SOCIAL SERVICES								
01 DEPT OF HEALTH AND HUMAN SVCS								
06 DIV OF CHILD SUPPORT SERVICES								
01 CHILD SUPPORT SERVICES								
10 PERSONAL SERVICES-PERM. CLASSI					4,815,582		4,944,512	
12 PERSONAL SERVICES-UNCLASSIFIED					150,339		150,339	
18 OVERTIME					42,072		42,072	
20 CURRENT EXPENSES					255,519		254,481	
22 TRAVEL					7,000		5,000	
30 EQUIPMENT MAINT. BUILD & GRNDS					7,000		5,000	
32 EQUIPMENT REPLACEMENT					202,336		7,731	
40 AUDIT FUND SET ASIDE					722,002		207,264	
41 ADDITIONAL FRINGE BENEFITS					257,401		724,000	
42 ADDITIONAL FRINGE BENEFITS					1,948,195		268,498	
49 TRANSFERS TO OTHER STATE AGENCS					48,431		2,000,005	
59 PART-TIME - BENEFITTED					21,125		49,201	
60 BENEFITS					379,593		524,153	
70 IN-STATE TRAVEL					50,000		50,000	
80 OUT-OF STATE TRAVEL					1,209,791		1,285,000	
90 CHILD SUPPORT EXPENDITURES					267,000		272,000	
91 BANK MATCH / UTILITIES MATCH					89,000		89,000	
92 STATE DISBURSEMENT UNIT (SDU)					400,000		200,000	
93 NEW HIRE CROSSMATCH					100,000		100,000	
94 PARENTHOOD PROGRAMS								
95 NEEDS IMPROVEMENTS								
96 ACCESS & VISITATION GRANTS								
TOTAL					10,979,738		11,179,574	
ESTIMATED SOURCE OF FUNDS FOR								
CHILD SUPPORT SERVICES								
00 FEDERAL FUNDS					7,598,082		7,731,776	
09 AGENCY INCOME					1,111,999		1,300,643	
GENERAL FUND					2,269,657		2,147,155	
TOTAL					10,979,738		11,179,574	

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05 HEALTH AND SOCIAL SERVICES			
01 DEPT OF HEALTH AND HUMAN SVCS			
06 DIV OF CHILD SUPPORT SERVICES			
02 CHILD SUPPORT LEGAL			
10 PERSONAL SERVICES-PERM. CLASSI			
18 OVERTIME	1,170,539		1,202,259
20 CURRENT EXPENSES	2,500		2,500
41 AUDIT FUND SET ASIDE	36,482		39,443
42 ADDITIONAL FRINGE BENEFITS	1,150		1,181
60 BENEFITS	44,808		46,022
70 IN-STATE TRAVEL	434,024		445,761
	27,695		28,526
TOTAL	1,719,198		1,765,692
ESTIMATED SOURCE OF FUNDS FOR			
CHILD SUPPORT LEGAL			
00 FEDERAL FUNDS	1,150,297		1,181,406
GENERAL FUND	568,901		584,286
TOTAL	1,719,198		1,765,692
TOTAL			
ESTIMATED SOURCE OF FUNDS FOR	12,698,936		12,945,266
DIV OF CHILD SUPPORT SERVICES			
FEDERAL FUNDS			
GENERAL FUND	8,748,379		8,913,182
OTHER FUNDS	2,838,558		2,731,441
TOTAL	1,111,999		1,300,643
TOTAL			
ESTIMATED SOURCE OF FUNDS FOR	12,698,936		12,945,266
05 HEALTH AND SOCIAL SERVICES			
01 DEPT OF HEALTH AND HUMAN SVCS			
07 OFFICE OF CORR & PUBLIC HEALTH			
01 ADMINISTRATION			
01 OFFICE OF DIRECTOR			
10 PERSONAL SERVICES - PERMANENT			
12 PERSONAL SERVICES-UNCLASSIFIED	256,244		261,793
18 OVERTIME	87,328		89,328
20 CURRENT EXPENSES	7,669		9,984
26 ORGANIZATIONAL DUES	28,000		28,500
28 TRANSFERS TO GENERAL SERVICES	10,500		10,600
30 EQUIPMENT NEW/REPLACEMENT	31,933		32,572
40 INDIRECT COSTS	2,000		2,000
41 AUDIT FUND SET ASIDE	273,000		288,600
42 ADDITIONAL FRINGE BENEFITS	794		814
50 PERSONAL SERVICE-TEMP/APPOINTEE	14,810		14,569
59 PART-TIME - BENEFITTED	11,970		11,970
60 BENEFITS	121,329		122,304
70 IN-STATE TRAVEL	176,507		179,776
80 OUT-OF STATE TRAVEL	2,000		2,200
90 CDC CONTRACT	4,000		4,000
TOTAL	167,437		170,786
TOTAL		1,197,521	1,229,776

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(CONT.)						
05 HEALTH AND SOCIAL SERVICES						
01 DEPT OF HEALTH AND HUMAN SVCS						
07 OFFICE OF COMM & PUBLIC HEALTH						
(CONT.)						
01 ADMINISTRATION						
01 OFFICE OF DIRECTOR						
(CONT.)						
ESTIMATED SOURCE OF FUNDS FOR						
OFFICE OF DIRECTOR						
00 FEDERAL FUNDS						
01 TRANSFERS FROM OTHER AGENCIES						
GENERAL FUND						
TOTAL						
				792,805		812,647
				16,500		16,500
				388,216		400,629
				1,197,521		1,229,776
05 HEALTH AND SOCIAL SERVICES						
01 DEPT OF HEALTH AND HUMAN SVCS						
07 OFFICE OF COMM & PUBLIC HEALTH						
01 ADMINISTRATION						
02 HEALTH SVCS PLANNING & REVIEW						
(CONT.)						
10 PERSONAL SERVICES - PERMANENT						
12 PERSONAL SERVICES-UNCLASSIFIED						
20 CURRENT EXPENSES						
26 ORGANIZATIONAL DUES						
28 TRANSFERS TO GENERAL SERVICES						
30 EQUIPMENT NEW/REPLACEMENT						
46 CONSULTANTS						
59 PART-TIME - BENEFITTED						
60 BENEFITS						
70 IN-STATE TRAVEL						
80 OUT-OF-STATE TRAVEL						
92 HOSPITAL DATA CONTRACT						
TOTAL						
				109,884		112,824
				66,979		66,979
				48,485		49,790
				900		900
				19,160		19,543
				1,500		1,500
				1		1
				41,165		42,998
				80,670		82,436
				5,200		5,350
				1,500		1,500
				124,556		116,179
				500,000		500,000
ESTIMATED SOURCE OF FUNDS FOR						
HEALTH SVCS PLANNING & REVIEW						
09 AGENCY INCOME						
TOTAL						
				500,000		500,000
				500,000		500,000
				500,000		500,000
05 HEALTH AND SOCIAL SERVICES						
01 DEPT OF HEALTH AND HUMAN SVCS						
07 OFFICE OF COMM & PUBLIC HEALTH						
01 ADMINISTRATION						
03 WORKER'S COMPENSATION						
(CONT.)						
92 MEDICAL COSTS						
				23,000		24,000
TOTAL						
				23,000		24,000
ESTIMATED SOURCE OF FUNDS FOR						
WORKER'S COMPENSATION						
GENERAL FUND						
TOTAL						
				23,000		24,000
				23,000		24,000
				23,000		24,000

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05 HEALTH AND SOCIAL SERVICES				
01 DEPT OF HEALTH AND HUMAN SVCS				
07 OFFICE OF COMM & PUBLIC HEALTH				
01 ADMINISTRATION				
04 UNEMPLOYMENT COMPENSATION				
90 UNEMPLOYMENT COMPENSATION	D	2,000	3,000	
TOTAL				
ESTIMATED SOURCE OF FUNDS FOR		2,000	3,000	
UNEMPLOYMENT COMPENSATION				
GENERAL FUND		2,000	3,000	
TOTAL		2,000	3,000	
05 HEALTH AND SOCIAL SERVICES				
01 DEPT OF HEALTH AND HUMAN SVCS				
07 OFFICE OF COMM & PUBLIC HEALTH				
02 CHRONIC DISEASE				
01 HEALTH PROMOTION				
10 PERSONAL SERVICES - PERMANENT		283,299	293,395	
18 OVERTIME		1,000	1,000	
20 CURRENT EXPENSES		75,000	91,790	
26 ORGANIZATIONAL DUES		1,000	1,400	
28 TRANSFERS TO GENERAL SERVICES	D	44,707	45,601	
30 EQUIPMENT NEW/REPLACEMENT		9,050	12,004	
41 AUDIT FUND SET ASIDE	D	816	863	
42 ADDITIONAL FRINGE BENEFITS	D	21,576	22,220	
50 PERSONAL SERVICE-TEMP/APPOINTEE		47,799	49,088	
59 PART-TIME - BENEFITTED		88,706	89,701	
60 BENEFITS		141,669	145,870	
70 IN-STATE TRAVEL		5,800	6,000	
80 OUT-OF STATE TRAVEL		10,500	11,000	
92 CANCER PRVNTN/HEALTH PROMO		84,581	86,460	
TOTAL		815,503	862,392	
ESTIMATED SOURCE OF FUNDS FOR				
HEALTH PROMOTION		815,503	862,392	
00 FEDERAL FUNDS		815,503	862,392	
TOTAL				
05 HEALTH AND SOCIAL SERVICES				
01 DEPT OF HEALTH AND HUMAN SVCS				
07 OFFICE OF COMM & PUBLIC HEALTH				
02 CHRONIC DISEASE				
02 TOBACCO USE PREVENTION FUND				
18 OVERTIME	D	6,000	4,000	
20 CURRENT EXPENSES		54,250	58,865	
26 ORGANIZATIONAL DUES		17,523	17,300	
28 TRANSFERS TO GENERAL SERVICES		2,275	17,915	
30 EQUIPMENT NEW/REPLACEMENT		1,000	3,000	
50 PERSONAL SERVICE-TEMP/APPOINTEE		1,000	1,000	
59 PART-TIME - BENEFITTED		173,259	173,259	

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05 HEALTH AND SOCIAL SERVICES				
01 DEPT OF HEALTH AND HUMAN SVCS				
07 OFFICE OF COMM & PUBLIC HEALTH				
02 CHRONIC DISEASE				
02 TOBACCO USE PREVENTION FUND				
60 BENEFITS			65,663	65,663
60 IN-STATE TRAVEL			6,500	6,500
60 OUT-OF-STATE TRAVEL			12,500	12,500
90 COMMUNITY GRANTS			980,000	980,000
91 STATEWIDE GRANTIVE			500,000	500,000
92 CESSATION/VOUCHERS			250,000	250,000
93 COUNCILER MARKETING			682,000	682,000
94 ENFORCEMENT			100,000	100,000
95 SURV & EVAL GRANTS			150,000	150,000
TOTAL			3,000,000	3,000,000
TOBACCO USE PREVENTION FUND				
03 REVOLVING FUNDS				
TOTAL			3,000,000	3,000,000
05 HEALTH AND SOCIAL SERVICES				
01 DEPT OF HEALTH AND HUMAN SVCS				
07 OFFICE OF COMM & PUBLIC HEALTH				
02 CHRONIC DISEASE				
03 WIC SUPPLEMENTAL NUTRITION PRG				
10 PERSONAL SERVICES - PERMANENT				
18 OVERTIME			386,001	398,002
20 CURRENT EXPENSES			31,000	31,500
26 ORGANIZATIONAL DUES			220,002	230,010
28 TRANSFERS TO GENERAL SERVICES			2,700	2,800
30 EQUIPMENT NEW/REPLACEMENT			54,287	55,373
41 AUDIT FUND SET ASIDE			22,010	23,170
52 ADDITIONAL PRINCE BENEFITS			14,627	15,781
59 PERSONAL SERVICE-TEMP/APPOINTEE			26,515	27,457
60 BENEFIT - BENEFITIED			19,012	49,656
70 IN-STATE TRAVEL			22,031	200,461
80 OUT-OF STATE TRAVEL			9,000	236,886
90 FOOD COSTS			22,000	10,000
91 FOOD COSTS			3,385,000	3,425,000
92 FMFP FOOD COSTS			5,800,000	6,100,000
93 WANG MAINTENANCE			175,000	180,000
96 PARTNERS PROJECT			34,000	36,000
97 CONTRACTS REBATE			4,000,000	4,500,000
98 GRANTS & CONTRACTS			15,000	15,000
			3,400,000	3,700,000
TOTAL			18,067,284	19,261,096
ESTIMATED SOURCE OF FUNDS FOR				
WIC SUPPLEMENTAL NUTRITION PRG				
00 FEDERAL FUNDS			14,626,479	15,780,290
05 PRIVATE LOCAL FUNDS			3,400,000	3,440,000

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05 HEALTH AND SOCIAL SERVICES						
01 DEPT OF HEALTH AND HUMAN SVCS						
07 OFFICE OF COMM & PUBLIC HEALTH						
02 CHRONIC DISEASE						
03 WIC SUPPLEMENTAL NUTRITION PRG						
GENERAL FUND					40,805	40,806
TOTAL					18,067,284	19,261,096
05 HEALTH AND SOCIAL SERVICES						
01 DEPT OF HEALTH AND HUMAN SVCS						
07 OFFICE OF COMM & PUBLIC HEALTH						
02 CHRONIC DISEASE						
04 TOBACCO PREVENTION FEDERAL						
18 OVERTIME				6,000		6,500
20 CURRENT EXPENSES				70,000		75,500
26 ORGANIZATIONAL DUES				1,500		1,500
28 TRANSFERS TO GENERAL SERVICES			D	27,143		27,500
30 EQUIPMENT NEW/REPLACEMENT				15,000		14,976
41 AUDIT FUND SET ASIDE			0	1,298		1,392
42 ADDITIONAL FRINGE BENEFITS			D	14,075		14,347
59 PART-TIME - BENEFITTED				290,922		297,728
60 BENEFITS				109,861		112,564
70 IN-STATE TRAVEL				10,000		11,000
80 OUT-OF STATE TRAVEL				25,000		26,000
91 ALF CONTRACTS				903,515		898,570
92 CONTRACTS				823,397		907,854
TOTAL				2,297,711		2,395,618
ESTIMATED SOURCE OF FUNDS FOR						
TOBACCO PREVENTION FEDERAL						
00 FEDERAL FUNDS				1,297,711		1,395,618
09 AGENCY INCOME				1,000,000		1,000,000
TOTAL			I	2,297,711		2,395,618
05 HEALTH AND SOCIAL SERVICES						
01 DEPT OF HEALTH AND HUMAN SVCS						
07 OFFICE OF COMM & PUBLIC HEALTH						
02 CHRONIC DISEASE						
05 BREAST & CERVICAL CANCER PREV						
10 PERSONAL SERVICES - PERMANENT						
18 OVERTIME				41,365		42,634
20 CURRENT EXPENSES				1,000		1,000
26 ORGANIZATIONAL DUES				26,116		26,830
28 TRANSFERS TO GENERAL SERVICES			D	300		300
30 EQUIPMENT NEW/REPLACEMENT				31,933		32,572
41 AUDIT FUND SET ASIDE			D	5,000		5,000
42 ADDITIONAL FRINGE BENEFITS			D	1,894		1,901
50 PERSONAL SERVICE-TEMP/APPOINTE			D	16,603		16,830
59 PART-TIME - BENEFITTED				16,629		17,273
60 BENEFITS				286,263		290,163
70 IN-STATE TRAVEL				124,864		124,826
				5,500		5,500

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05 HEALTH AND SOCIAL SERVICES						
01 DEPT OF HEALTH AND HUMAN SVCS						
07 OFFICE OF COMM & PUBLIC HEALTH						
02 CHRONIC DISEASE						
05 BREAST & CERVICAL CANCER PREV						
80 OUT-OF STATE TRAVEL					15,724	15,724
90 CANCER SCREENING					170,000	170,000
92 CONTRACTS					1,384,501	1,384,501
TOTAL					2,125,692	2,135,059
ESTIMATED SOURCE OF FUNDS FOR						
BREAST & CERVICAL CANCER PREV					1,892,827	1,900,394
00 FEDERAL FUNDS					2,000	2,000
05 PRIVATE LOCAL FUNDS				1	230,865	232,665
GENERAL FUND					2,125,692	2,135,059
TOTAL						
05 HEALTH AND SOCIAL SERVICES						
01 DEPT OF HEALTH AND HUMAN SVCS						
07 OFFICE OF COMM & PUBLIC HEALTH						
02 CHRONIC DISEASE						
06 DISEASE MANAGEMENT						
18 OVERTIME					500	500
20 CURRENT EXPENSES					71,500	77,000
26 ORGANIZATIONAL DUES					15,950	430
28 TRANSFERS TO GENERAL SERVICES				D	16,266	16,266
30 EQUIPMENT NEW/REPLACEMENT				D	3,500	3,500
41 AUDIT FUND				D	768	821
41 AUDIT FUND FINE/BENEFITS					12,439	12,984
56 PERSONAL SERVICE EMP/APPOINTE				D	32,383	32,383
59 PART-TIME - BENEFITED					214,462	221,862
60 BENEFITS					82,013	85,491
70 IN-STATE TRAVEL					3,700	4,300
80 OUT-OF STATE TRAVEL					12,000	13,000
92 DIABETES CONTRACTS					132,853	155,230
93 ASTHMA CONTRACTS					185,000	195,000
TOTAL					767,535	820,807
ESTIMATED SOURCE OF FUNDS FOR						
DISEASE MANAGEMENT					767,535	820,807
00 FEDERAL FUNDS					767,535	820,807
TOTAL						

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05 HEALTH AND SOCIAL SERVICES			
01 DEPT OF HEALTH AND HUMAN SVCS			
07 OFFICE OF COMM & PUBLIC HEALTH			
03 EPIDEMIOLOGY & VITAL STATISTIC			
01 HEALTH STATISTICS			
10 PERSONAL SERVICES - PERMANENT			
18 OVERTIME	229,803		237,619
20 CURRENT EXPENSES	4,292		4,700
26 ORGANIZATIONAL DUES	64,525		46,716
28 TRANSFERS TO GENERAL SERVICES	1,640		1,640
30 EQUIPMENT NEW/REPLACEMENT	35,123		36,944
41 AUDIT FUND SET ASIDE	19,565		15,865
42 ADDITIONAL FRINGE BENEFITS	1,215		1,092
50 PERSONAL SERVICE-TEMP/APPOINTEE	7,229		7,908
59 PART-TIME - BENEFITTED	249,588		255,823
60 BENEFITS	179,442		184,570
70 IN-STATE TRAVEL	3,200		3,570
80 OUT-OF STATE TRAVEL	24,000		15,578
90 CANCER REGISTRY	127,083		127,083
91 CR ENHANCEMENT	395,000		395,000
92 BRFS	136,654		136,654
94 WEB QUERY SYSTEM	346,972		100,000
TOTAL	1,833,585		1,576,115
ESTIMATED SOURCE OF FUNDS FOR			
HEALTH STATISTICS			
00 FEDERAL FUNDS	1,214,975		1,092,749
05 PRIVATE LOCAL FUNDS	148,486		483,366
GENERAL FUND	470,124		1,576,115
TOTAL	1,833,585		
05 HEALTH AND SOCIAL SERVICES			
01 DEPT OF HEALTH AND HUMAN SVCS			
07 OFFICE OF COMM & PUBLIC HEALTH			
03 EPIDEMIOLOGY & VITAL STATISTIC			
03 DISEASE CONTROL			
10 PERSONAL SERVICES - PERMANENT			
12 PERSONAL	703,312		723,040
20 CURRENT EXPENSES	106,893		156,893
26 ORGANIZATIONAL DUES	51,900		51,900
28 TRANSFERS TO GENERAL SERVICES	76,906		75,166
30 EQUIPMENT NEW/REPLACEMENT	2,100		2,100
41 AUDIT FUND SET ASIDE	70,254		71,659
42 ADDITIONAL FRINGE BENEFITS	9,600		71,650
50 PERSONAL SERVICE-TEMP/APPOINTEE	1,695		1,726
59 PART-TIME - BENEFITTED	54,120		55,742
60 BENEFITS	23,852		24,496
70 IN-STATE TRAVEL	229,769		238,018
80 OUT-OF STATE TRAVEL	409,518		420,289
90 CANCER REGISTRY	33,115		34,115
91 CR ENHANCEMENT	34,414		36,448
92 BR/REFUGEE CONTRACTS	26,250		27,565
94 LOCAL CONTRACTS	120,000		120,000

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05 HEALTH AND SOCIAL SERVICES					
01 DEPT OF HEALTH AND HUMAN SVCS					
07 OFFICE OF COMM & PUBLIC HEALTH					
03 EPIDEMIOLOGY & VITAL STATISTIC					
03 DISEASE CONTROL					
(CONT.)					
(CONT.)					
(CONT.)					
(CONT.)					
(CONT.)					
95 VPO LAB TESTING		19,353			20,500
96 PATIENT CARE		140,000			141,000
97 DISEASE CONTROL EMERGENCIES		200,000			200,000
TOTAL		2,323,051			2,566,307
ESTIMATED SOURCE OF FUNDS FOR					
DISEASE CONTROL					
00 FEDERAL FUNDS					
GENERAL FUND					
TOTAL		1,691,119			1,714,663
		631,932			651,644
TOTAL		2,323,051			2,566,307
05 HEALTH AND SOCIAL SERVICES					
01 DEPT OF HEALTH AND HUMAN SVCS					
07 OFFICE OF COMM & PUBLIC HEALTH					
03 EPIDEMIOLOGY & VITAL STATISTIC					
04 EMERGENCY PREPAREDNESS					
18 OVERTIME					
20 CURRENT EXPENSES					
22 RENT/LEASES OTHER THAN STATE					
24 MAINT/REPAIRS/RENT/UTL.D.& GRNDS					
26 ORGANIZATIONAL TRAVEL					
28 TRANSFERS TO/GENERAL SERVICES					
30 EQUIPMENT NEW/REPLACEMENT					
41 AUDIT FUND SET ASIDE					
42 ADDITIONAL FRINGE BENEFITS					
46 CONSULTANTS					
50 PERSONAL SERVICE-TEMP/APPOINTEE					
59 PART-TIME - BENEFITTED					
60 BENEFITS					
70 IN-STATE TRAVEL					
80 OUT-OF STATE TRAVEL					
90 CONTRACTS					
91 CONTRACTS FOCUS C					
92 HAZMAT COORDINATION					
97 BT HSP PREPAREDNESS					
TOTAL		9,185,062			9,235,063
ESTIMATED SOURCE OF FUNDS FOR					
EMERGENCY PREPAREDNESS					
00 FEDERAL FUNDS					
GENERAL FUND					
TOTAL		9,185,061			9,235,062
		1			1
TOTAL		9,185,062			9,235,063

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05 HEALTH AND SOCIAL SERVICES								
01 DEPT OF HEALTH AND HUMAN SVCS								
07 OFFICE OF COMM & PUBLIC HEALTH								
04 FAMILY AND COMMUNITY HEALTH								
01 TITLE V ENHANCEMENT GRANTS								
18 OVERTIME					500		500	
20 CURRENT EXPENSES					13,200		4,000	
26 ORGANIZATIONAL DUES					7,983		200	
28 TRANSFERS TO GENERAL SERVICES	D				27,068		8,143	
30 EQUIPMENT NEW/REPLACEMENT					4,333		4,000	
41 AUDIT FUND SET ASIDE	D				4,910		272	
42 ADDITIONAL FRINGE BENEFITS	D				10,159		5,132	
50 PERSONAL SERVICE-TEMP/APPOINTEE					84,650		10,569	
59 PART-TIME - BENEFITTED					32,283		88,472	
60 BENEFITS					1,250		33,729	
70 IN-STATE TRAVEL					9,397		5,000	
80 OUT-OF STATE TRAVEL					140,299		5,000	
92 GRANTS							110,127	
TOTAL					332,683		271,144	
ESTIMATED SOURCE OF FUNDS FOR								
TITLE V ENHANCEMENT GRANTS								
00 FEDERAL FUNDS					332,683		271,144	
TOTAL					332,683		271,144	
05 HEALTH AND SOCIAL SERVICES								
01 DEPT OF HEALTH AND HUMAN SVCS								
07 OFFICE OF COMM & PUBLIC HEALTH								
04 FAMILY AND COMMUNITY HEALTH								
02 BUREAU OF ORAL HEALTH								
18 OVERTIME					3,000		3,000	
20 CURRENT EXPENSES					6,000		6,000	
28 TRANSFERS TO GENERAL SERVICES	D				5,250		3,257	
30 EQUIPMENT NEW/REPLACEMENT					250		250	
41 AUDIT FUND SET ASIDE	D				464		466	
42 ADDITIONAL FRINGE BENEFITS	D				1,762		1,840	
59 PART-TIME - BENEFITTED					73,379		76,655	
60 BENEFITS					28,260		27,442	
70 IN-STATE TRAVEL					2,500		2,500	
80 OUT-OF STATE TRAVEL					2,500		2,500	
94 CONTRACTS					520,000		520,000	
TOTAL					641,308		645,940	
ESTIMATED SOURCE OF FUNDS FOR								
BUREAU OF ORAL HEALTH								
00 FEDERAL FUNDS					465,428		465,352	
GENERAL FUND					177,880		180,588	
TOTAL					641,308		645,940	

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05 HEALTH AND SOCIAL SERVICES					
01 DEPT OF HEALTH AND HUMAN SVCS					
07 OFFICE OF COMM & PUBLIC HEALTH					
04 FAMILY AND COMMUNITY HEALTH					
03 PRIMARY CARE					
10 PERSONAL SERVICES - PERMANENT					
18 OVERTIME		67,011		68,114	
20 CURRENT EXPENSES		1,500		1,500	
26 ORGANIZATIONAL DUES		19,500		20,500	
38 TRANSFERS TO GENERAL SERVICES	D	1,000		1,000	
30 EQUIPMENT NEW/REPLACEMENT		12,773		13,029	
41 AUDIT FUND SET ASIDE	D	1,000		1,500	
42 ADDITIONAL FRINGE BENEFITS	D	7,063		1,162	
59 PART-TIME - BENEFITTED		67,896		7,877	
60 BENEFITS		49,361		67,685	
70 IN-STATE TRAVEL		3,000		50,800	
80 OUT-OF STATE TRAVEL		11,500		3,500	
90 CONTRACTS		766,181		12,000	
91 RECRUITMENT CENTER		90,000		856,410	
92 LOAN REPAYMENT		50,000		90,000	
93 LINKAGES		284,600		50,000	
94 TECHNICAL ASSISTANCE		120,000		241,254	
TOTAL		1,551,036		1,606,331	
ESTIMATED SOURCE OF FUNDS FOR					
PRIMARY CARE					
00 FEDERAL FUNDS					
GENERAL FUND					
TOTAL		1,056,436		1,155,078	
		494,600		451,253	
		1,551,036		1,606,331	
05 HEALTH AND SOCIAL SERVICES					
01 DEPT OF HEALTH AND HUMAN SVCS					
07 OFFICE OF COMM & PUBLIC HEALTH					
04 FAMILY AND COMMUNITY HEALTH					
04 IMMUNIZATION PROGRAM					
10 PERSONAL SERVICES - PERMANENT					
18 OVERTIME		101,438		104,317	
20 CURRENT EXPENSES		3,000		3,000	
26 ORGANIZATIONAL DUES		250,000		250,000	
38 TRANSFERS TO GENERAL SERVICES	D	3,000		3,000	
30 EQUIPMENT NEW/REPLACEMENT		38,320		39,087	
41 AUDIT FUND SET ASIDE	D	17,430		17,652	
42 ADDITIONAL FRINGE BENEFITS	D	18,515		1,857	
59 PART-TIME - BENEFITTED		35,288		19,194	
60 BENEFITS		221,053		36,796	
70 IN-STATE TRAVEL		123,132		226,610	
80 OUT-OF STATE TRAVEL		26,800		126,568	
90 VACCINES-STATE		26,950		27,120	
91 VACCINES-INSURERS		460,888		24,560	
92 GRANTS		2,268,555		460,888	
93 VACCINE NON FC		570,630		2,481,981	
		939,112		577,256	
				959,112	

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05 HEALTH AND SOCIAL SERVICES	(CONT.)				
01 DEPT OF HEALTH AND HUMAN SVCS	(CONT.)				
07 OFFICE OF COMM & PUBLIC HEALTH	(CONT.)				
04 FAMILY AND COMMUNITY HEALTH	(CONT.)				
04 IMMUNIZATION PROGRAM	(CONT.)				
TOTAL		5,083,215		5,338,738	
ESTIMATED SOURCE OF FUNDS FOR					
IMMUNIZATION PROGRAM					
00 FEDERAL FUNDS		2,353,772		2,395,869	
03 REVOLVING FUNDS		2,228,555		2,481,981	
GENERAL FUND		460,888		460,888	
TOTAL	I	5,083,215		5,338,738	
05 HEALTH AND SOCIAL SERVICES					
01 DEPT OF HEALTH AND HUMAN SVCS					
07 OFFICE OF COMM & PUBLIC HEALTH					
04 FAMILY AND COMMUNITY HEALTH					
05 HIV-STD PROGRAM					
10 PERSONAL SERVICES - PERMANENT		233,815		238,958	
18 OVERTIME		2,500		3,000	
20 CURRENT EXPENSES		100,111		106,279	
26 ORGANIZATIONAL DUES		2,800		2,800	
28 TRANSFERS TO GENERAL SERVICES	D	41,514		42,344	
30 EQUIPMENT NEW/REPLACEMENT		24,000		28,000	
41 AUDIT FUND SET ASIDE		3,312		3,640	
42 ADDITIONAL FRINGE BENEFITS	D	21,343		21,738	
50 PERSONAL SERVICE-TEMP/APPOINTEE	D	2,195		2,293	
59 PART-TIME - BENEFITED		231,467		236,264	
60 BENEFITS		173,248		177,109	
60 IN-STATE TRAVEL		25,000		7,500	
60 STD COUNSELING		25,000		25,000	
90 STD COUNSELING/TESTING		1,434,793		59,988	
92 HIV PREVENTION CONTRACTS		312,076		1,527,741	
93 STATE STD CLINICAL SVCS		1,140,114		312,076	
94 I1 STATEWIDE PATIENT ASST		1,200,000		1,356,255	
95 I1 TRI-CTY PATIENT ASST				1,500,000	
TOTAL		5,016,404		5,648,965	
ESTIMATED SOURCE OF FUNDS FOR					
HIV-STD PROGRAM					
00 FEDERAL FUNDS		3,310,642		3,638,660	
05 PRIVATE LOCAL FUNDS		1,253,964		1,556,396	
GENERAL FUND		451,798		453,909	
TOTAL	I	5,016,404		5,648,965	

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05 HEALTH AND SOCIAL SERVICES					
01 DEPT OF HEALTH AND HUMAN SVCS					
07 OFFICE OF COMM & PUBLIC HEALTH					
04 FAMILY AND COMMUNITY HEALTH					
06 MATERNAL & CHILD HEALTH					
10 PERSONAL SERVICES - PERMANENT					
18 OVERTIME			501,035	513,858	
20 CURRENT EXPENSES			3,500	3,500	
26 ORGANIZATIONAL DUES			61,987	60,607	
28 TRANSFERS TO GENERAL SERVICES	D		3,300	3,500	
30 EQUIPMENT NEW/REPLACEMENT			60,674	61,887	
41 AUDIT FUND SET ASIDE	D		3,254	2,550	
42 ATTITUDINAL FRINGE BENEFITS	D		2,431	2,380	
50 PERSONAL SERVICE-TEMP/APPOINTEE			25,302	25,991	
59 PART-TIME - BENEFITTED			49,398	49,398	
60 BENEFITS - BENEFITTED			275,205	281,348	
70 IN-STATE TRAVEL			292,283	299,300	
80 OUT-OF-STATE TRAVEL			15,000	9,525	
90 COMPREHENSIVE CONTRACTS			1,000,665	13,890	
91 NEWBORN SCREENING			170,000	1,000,000	
92 NEWBORN HEARING			33,598	170,000	
93 DOMESTIC VIOLENCE			212,108	212,137	
94 INJURY PREVENTION			102,500	102,500	
95 MATERNAL & CHILD SVCS			2,756,495	2,754,495	
96 PATIENT CARE-SIDS			4,000	5,000	
97 ABSTINENCE			93,613	5,413	
98 ADOLESCENT			45,000	32,000	
99 HOME VISITING			328,498	328,498	
TOTAL			6,046,646	6,025,777	
ESTIMATED SOURCE OF FUNDS FOR					
MATERNAL & CHILD HEALTH					
00 FEDERAL FUNDS			2,437,069	2,386,595	
GENERAL FUND			3,609,577	3,639,182	
TOTAL			6,046,646	6,025,777	
05 HEALTH AND SOCIAL SERVICES					
01 DEPT OF HEALTH AND HUMAN SVCS					
07 OFFICE OF COMM & PUBLIC HEALTH					
04 FAMILY AND COMMUNITY HEALTH					
07 FAMILY PLANNING PROGRAM					
10 PERSONAL SERVICES - PERMANENT					
20 CURRENT EXPENSES			39,060	40,824	
26 ORGANIZATIONAL DUES			15,500	15,999	
28 TRANSFERS TO GENERAL SERVICES	D		2,500	2,500	
30 EQUIPMENT NEW/REPLACEMENT			12,773	13,029	
41 AUDIT FUND SET ASIDE	D		5,250	2,500	
42 ATTITUDINAL FRINGE BENEFITS	D		1,530	1,530	
50 PERSONAL SERVICE-TEMP/APPOINTEE			5,626	5,718	
59 PART-TIME - BENEFITTED			48,719	48,719	
60 BENEFITS - BENEFITTED			31,878	40,531	
70 IN-STATE TRAVEL			1,600	1,900	
80 OUT-OF-STATE TRAVEL			7,000	8,000	

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05 HEALTH AND SOCIAL SERVICES	(CONT.)				
01 DEPT OF HEALTH AND HUMAN SVCS	(CONT.)				
07 OFFICE OF COMH & PUBLIC HEALTH	(CONT.)				
04 FAMILY AND COMMUNITY HEALTH	(CONT.)				
07 FAMILY PLANNING PROGRAM	(CONT.)				
92 GRANTS		2,195,200	2,394,836	2,190,586	2,391,836
TOTAL					
ESTIMATED SOURCE OF FUNDS FOR					
FAMILY PLANNING PROGRAM					
00 FEDERAL FUNDS			1,529,096		1,526,396
GENERAL FUND			865,740		865,440
TOTAL			2,394,836		2,391,836
05 HEALTH AND SOCIAL SERVICES					
01 DEPT OF HEALTH AND HUMAN SVCS					
07 OFFICE OF COMH & PUBLIC HEALTH					
05 LAB SCIENCE AND ENV HEALT					
01 PUBLIC HEALTH LABORATORIES					
10 PERSONAL SERVICES - PERMANENT		1,671,780		1,724,128	
12 PERSONAL SERVICES-UNCLASSIFIED		218,921		223,379	
18 OVERTIME		39,857		41,052	
20 CURRENT EXPENSES		775,128		844,288	
22 RENT&LEASES OTHER THAN STATE		200		200	
24 MAINT.OTHER THAN BUILD.& GRNDS		182,931		210,762	
26 ORGANIZATIONAL DUES		3,400		5,600	
28 TRANSFERS TO GENERAL SERVICES	D	255,963		252,886	
30 EQUIPMENT NEW/REPLACEMENT		165,490		166,555	
41 AUDIT FUND SET ASIDE	D	1,921		1,684	
42 ADDITIONAL FRINGE BENEFITS	D	33,305		34,361	
46 CONSULTANTS		80,000		85,000	
50 PERSONAL SERVICE-TEMP/APPOINTE		139,591		144,218	
50 PERSONAL SERVICE-TEMP/APPOINTE		568,395		587,318	
60 BENEFITRE - BENEFITTED		935,562		964,107	
70 IN-STATE TRAVEL		1,600		11,500	
80 OUT-OF STATE TRAVEL		50,600		70,500	
90 EPI LAB CAPACITY		350,000		57,250	
91 SPECIMEN TRANSPORT		55,000		44,000	
92 BIONITORING		200,000		200,000	
94 OTHER LAB COSTS		100,000		100,000	
97 NEWBORN SCREENING		150,000		150,000	
TOTAL			5,989,174		5,928,788
ESTIMATED SOURCE OF FUNDS FOR					
PUBLIC HEALTH LABORATORIES					
00 FEDERAL FUNDS	I		2,006,995		1,772,600
02 TRS FROM DEPT TRANSPORTATION	I		943,096		1,015,729
09 AGENCY INCOME			117,428		118,080
GENERAL FUND			2,921,655		3,022,379
TOTAL			5,989,174		5,928,788

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05 HEALTH AND SOCIAL SERVICES					
01 DEPT OF HEALTH AND HUMAN SVCS					
07 OFFICE OF COMM & PUBLIC HEALTH					
05 LAB SCIENCE AND ENV HEALTH					
02 RADIOLOGICAL HEALTH					
10 PERSONAL SERVICES - PERMANENT					
18 OVERTIME		472,572		487,248	
20 CURRENT EXPENSES		7,220		7,220	
24 MAINT-OTHER THAN BUILD. & GRNDS		45,417		45,417	
26 ORGANIZATIONAL DUES		11,000		11,000	
28 TRANSFERS TO GENERAL SERVICES		150		150	
30 EQUIPMENT NEW/REPLACEMENT	D	44,707		45,601	
41 AUDIT FUND SET ASIDE		300		9,000	
42 CONSULTANTS FRINGE BENEFITS	D	101		102	
44 PERSONAL SERVICE-TEMP/APPOINTEE	D	2,581		2,628	
50 PERSONAL SERVICE-TEMP/APPOINTEE		25,000		25,000	
60 BENEFITS		178,795		17,273	
70 IN-STATE TRAVEL		15,460		184,274	
80 OUT-OF STATE TRAVEL		15,000		5,700	
TOTAL		825,072		15,000	
ESTIMATED SOURCE OF FUNDS FOR				855,613	
RADIOLOGICAL HEALTH					
00 FEDERAL FUNDS					
01 TRANSFERS FROM OTHER AGENCIES	I	100,719		101,922	
09 RADIOLOGICAL FEES		92,365		92,365	
GENERAL FUND		549,591		577,695	
TOTAL		82,397		83,631	
		825,072		855,613	
05 HEALTH AND SOCIAL SERVICES					
01 DEPT OF HEALTH AND HUMAN SVCS					
07 OFFICE OF COMM & PUBLIC HEALTH					
05 LAB SCIENCE AND ENV HEALTH					
03 EMERGENCY RESPONSE					
10 PERSONAL SERVICES - PERMANENT					
18 OVERTIME		170,588		175,483	
20 CURRENT EXPENSES		24,000		24,000	
24 MAINT-OTHER THAN BUILD. & GRNDS		34,375		34,375	
26 ORGANIZATIONAL DUES		4,200		4,200	
28 TRANSFERS TO GENERAL SERVICES		196		196	
30 EQUIPMENT NEW/REPLACEMENT	D	12,773		13,029	
40 BENEFITS		26,055		36,789	
70 IN-STATE TRAVEL		71,998		73,809	
80 OUT-OF STATE TRAVEL		7,325		7,325	
TOTAL		6,600		6,600	
ESTIMATED SOURCE OF FUNDS FOR		358,110		375,806	
EMERGENCY RESPONSE					
01 TRANSFERS FROM OTHER AGENCIES					
TOTAL	I	358,110		375,806	
		358,110		375,806	

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05 HEALTH AND SOCIAL SERVICES								
01 DEPT OF HEALTH AND HUMAN SVCS								
07 OFFICE OF COMM & PUBLIC HEALTH								
05 LAB SCIENCE AND ENV HEALTH								
04 ENV AND OCCUPATIONAL HEALTH								
10 PERSONAL SERVICES - PERMANENT								
18 OVERTIME								
20 CURRENT EXPENSES								
24 MAINT-OTHER THAN BULD. & GRNDS								
26 ORGANIZATIONAL DUES								
28 TRANSFERS TO GENERAL SERVICES								
30 EQUIPMENT NEW/REPLACEMENT								
41 AUDIT FUND SET ASIDE								
42 ADDITIONAL FRINGE BENEFITS								
50 PERSONAL SERVICE-TEMP/APPOINTE								
59 PART-TIME - BENEFITTED								
60 BENEFITS								
70 IN-STATE TRAVEL								
80 OUT-OF STATE TRAVEL								
90 CONTRACTS								
TOTAL					2,506,124		2,687,409	
ESTIMATED SOURCE OF FUNDS FOR								
ENV AND OCCUPATIONAL HEALTH								
00 FEDERAL FUNDS					2,104,003		2,129,647	
01 TRANSFERS FROM OTHER AGENCIES					60,277		60,277	
09 AGENCY INCOME					17,000		17,000	
GENERAL FUND					324,844		480,485	
TOTAL					2,506,124		2,687,409	
05 HEALTH AND SOCIAL SERVICES								
01 DEPT OF HEALTH AND HUMAN SVCS								
07 OFFICE OF COMM & PUBLIC HEALTH								
05 LAB SCIENCE AND ENV HEALTH								
05 ASBESTOS CONTROL								
10 PERSONAL SERVICES - PERMANENT								
18 OVERTIME								
20 CURRENT EXPENSES								
26 ORGANIZATIONAL DUES								
28 TRANSFERS TO GENERAL SERVICES								
30 EQUIPMENT NEW/REPLACEMENT								
59 PART-TIME - BENEFITTED								
60 BENEFITS								
70 IN-STATE TRAVEL								
80 OUT-OF STATE TRAVEL								
TOTAL					177,494		185,818	
ESTIMATED SOURCE OF FUNDS FOR								
ASBESTOS CONTROL								
03 REVOLVING FUNDS					177,494		185,818	
TOTAL					177,494		185,818	
TOTAL					73,060,066		75,371,398	

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05 HEALTH AND SOCIAL SERVICES							
01 DEPT OF HEALTH AND HUMAN SVCS							
07 OFFICE OF COMM & PUBLIC HEALTH							
(CONT.)							
(CONT.)							
(CONT.)							
(CONT.)							
ESTIMATED SOURCE OF FUNDS FOR							
OFFICE OF COMM & PUBLIC HEALTH							
FEDERAL FUNDS							
GENERAL FUND							
OTHER FUNDS							
TOTAL							
47,978,858							
11,176,322							
13,904,866							
73,060,046							
49,457,885							
11,473,866							
14,439,667							
75,371,398							
05 HEALTH AND SOCIAL SERVICES							
01 DEPT OF HEALTH AND HUMAN SVCS							
08 DIV CHILDREN, YOUTH & FAMILIES							
01 OFFICE OF DIRECTOR-CY&F							
01 OFFICE OF DIRECTOR-CY & F							
10 PERSONAL SERVICES - PERMANENT							
12 PERSONAL SERVICES-UNCLASSIFIED							
20 CURRENT EXPENSES							
30 EQUIPMENT							
41 AUDIT FUND SET ASIDE							
60 BENEFITS							
70 IN-STATE TRAVEL							
80 OUT-OF STATE TRAVEL							
TOTAL							
422,086							
163,517							
51,218							
1							
435							
216,673							
15,110							
6,150							
875,190							
897,354							
ESTIMATED SOURCE OF FUNDS FOR							
OFFICE OF DIRECTOR-CY & F							
00 FEDERAL FUNDS							
GENERAL FUND							
TOTAL							
434,708							
440,482							
875,190							
445,748							
451,606							
897,354							
05 HEALTH AND SOCIAL SERVICES							
01 DEPT OF HEALTH AND HUMAN SVCS							
08 DIV CHILDREN, YOUTH & FAMILIES							
01 OFFICE OF DIRECTOR-CY&F							
02 ERIC L. COMPLIANCE							
10 PERSONAL SERVICES-PERM. CLASSI							
20 CURRENT EXPENSES							
41 AUDIT FUND SET ASIDE							
60 BENEFITS							
70 IN-STATE TRAVEL							
TOTAL							
229,762							
2,153							
161							
85,012							
3,229							
320,317							
328,773							
ESTIMATED SOURCE OF FUNDS FOR							
ERIC L. COMPLIANCE							
00 FEDERAL FUNDS							
GENERAL FUND							
TOTAL							
160,239							
160,078							
320,317							
164,469							
164,304							
328,773							

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05 HEALTH AND SOCIAL SERVICES					
01 DEPT OF HEALTH AND HUMAN SVCS					
08 DIV CHILDREN, YOUTH & FAMILIES					
02 BUREAU OF CHILDREN & FAMILIES					
01 CHILD PROTECTION					
10 PERSONAL SERVICES - PERMANENT					
18 OVERTIME			9,436,209	9,764,171	
20 CURRENT EXPENSES			366,228	366,228	
22 RENTS&LEASES OTHER THAN STATE			199,978	199,978	
30 EQUIPMENT NEW/REPLACEMENT			20,838	21,463	
40 INDIRECT COSTS			156,000		
41 AUDIT FUND SET ASIDE			205,000	217,000	
42 ADDITIONAL FRINGE BENEFITS			8,496	8,682	
59 PART-TIME - BENEFITTED			420,000	450,000	
60 BENEFITS			105,243	109,705	
70 IN-STATE TRAVEL			3,665,102	3,789,729	
80 OUT-OF STATE TRAVEL			445,650	445,650	
90 FAMILY SUPPORT SERVICES			36,314	36,932	
TOTAL			1,500,000	1,500,000	
ESTIMATED SOURCE OF FUNDS FOR			16,563,058	16,904,538	
CHILD PROTECTION					
00 FEDERAL FUNDS			8,495,481	8,681,328	
GENERAL FUND			8,067,577	8,223,210	
TOTAL			16,563,058	16,904,538	
05 HEALTH AND SOCIAL SERVICES					
01 DEPT OF HEALTH AND HUMAN SVCS					
08 DIV CHILDREN, YOUTH & FAMILIES					
03 BUR OF ADMINISTRATIVE SERVICES					
01 BUD OF ADMIN OPERATIONS					
10 PERSONAL SERVICES - PERMANENT					
20 CURRENT EXPENSES			560,554	557,974	
30 EQUIPMENT			5,729	5,822	
41 AUDIT FUND SET ASIDE			4,000		
60 BENEFITS			380	390	
70 IN-STATE TRAVEL			200,005	206,450	
80 OUT-OF STATE TRAVEL			5,229	5,319	
TOTAL			2,260	2,317	
ESTIMATED SOURCE OF FUNDS FOR			758,157	778,263	
BUD OF ADMIN OPERATIONS					
00 FEDERAL FUNDS			379,268	389,329	
GENERAL FUND			378,889	388,934	
TOTAL			758,157	778,263	

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05 HEALTH AND SOCIAL SERVICES			
01 DEPT OF HEALTH AND HUMAN SVCS			
08 DIV CHILDREN, YOUTH & FAMILIES			
03 BUR OF ADMINISTRATIVE SERVICES			
03 FIELD OPER PRG ELIGIBILITY			
10 PERSONAL SERVICES-PERM. CLASSI			
20 CURRENT EXPENSES	740,675	762,191	
30 EQUIPMENT	2,256	2,314	
41 AUDIT FUND SET ASIDE	1	1	
60 BENEFITS	512	527	
70 IN-STATE TRAVEL	274,090	282,011	
	5,250	5,250	
TOTAL			
ESTIMATED SOURCE OF FUNDS FOR	1,022,746	1,052,294	
FIELD OPER PRG ELIGIBILITY			
00 FEDERAL FUNDS	511,429	526,410	
GENERAL FUND	511,317	525,884	
TOTAL	1,022,746	1,052,294	
05 HEALTH AND SOCIAL SERVICES			
01 DEPT OF HEALTH AND HUMAN SVCS			
08 DIV CHILDREN, YOUTH & FAMILIES			
04 BUREAU OF QUALITY IMPROVEMENT			
10 PERSONAL SERVICES - PERMANENT			
20 CURRENT EXPENSES	218,363	224,520	
41 AUDIT FUND SET ASIDE	5,125	5,253	
60 BENEFITS	156	160	
70 IN-STATE TRAVEL	80,794	83,072	
80 OUT-OF STATE TRAVEL	6,328	6,487	
	565	579	
TOTAL			
ESTIMATED SOURCE OF FUNDS FOR	311,331	320,071	
BUREAU QUALITY IMPROVEMENT			
00 FEDERAL FUNDS	155,744	160,116	
GENERAL FUND	155,587	159,955	
TOTAL	311,331	320,071	
05 HEALTH AND SOCIAL SERVICES			
01 DEPT OF HEALTH AND HUMAN SVCS			
08 DIV CHILDREN, YOUTH & FAMILIES			
05 STAFF DEVELOPMENT BUREAU			
10 PERSONAL SERVICES - PERMANENT			
20 CURRENT EXPENSES	88,741	90,618	
41 AUDIT FUND SET ASIDE	17,758	18,202	
49 TRANSFERS TO OTHER STATE AGENCS	1,848	1,851	
60 BENEFITS	23,098	23,771	
70 IN-STATE TRAVEL	32,834	33,529	
91 TRAINING	5,989	6,139	
	2,031,187	2,031,187	
TOTAL			
ESTIMATED SOURCE OF FUNDS FOR	2,201,455	2,205,297	

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05 HEALTH AND SOCIAL SERVICES (CONT.)
01 DEPT OF HEALTH AND HUMAN SVCS (CONT.)
08 DIV CHILDREN, YOUTH & FAMILIES (CONT.)
05 STAFF DEVELOPMENT BUREAU (CONT.)

ESTIMATED SOURCE OF FUNDS FOR
STAFF DEVELOPMENT BUREAU
00 FEDERAL FUNDS
GENERAL FUND
TOTAL

1,847,197	1,850,489
354,258	354,808
2,201,455	2,205,297

05 HEALTH AND SOCIAL SERVICES
01 DEPT OF HEALTH AND HUMAN SVCS
08 DIV CHILDREN, YOUTH & FAMILIES
06 FOSTER CARE HEALTH PROJECT

10 PERSONAL SERVICES-PERM, CLASSI
20 CURRENT EXPENSES
30 EQUIPMENT NEW/REPLACEMENT
41 AUDIT FUND SET ASIDE
60 BENEFITS
70 IN-STATE TRAVEL
80 OUT-OF-STATE TRAVEL

493,687
52,750
8,000
518
182,664
37,375
400

508,263
53,519
530
188,058
37,759
400

TOTAL	ESTIMATED SOURCE OF FUNDS FOR FOSTER CARE HEALTH PROJECT	00 FEDERAL FUNDS	GENERAL FUND	TOTAL
100	100	00	100	100

775,394	788,529
556,947	568,513
218,447	220,016
775,394	788,529

05 HEALTH AND SOCIAL SERVICES
01 DEPT OF HEALTH AND HUMAN SVCS
08 DIV CHILDREN, YOUTH & FAMILIES
07 CHILDREN, YOUTH & FAMILY SVCS
01 CHILD & FAMILY SERVICES

41 AUDIT FUND SET ASIDE
90 FOSTER CARE IVE
91 ADOPTION SUBSIDIES IVE
92 FOSTER HOMES-NON IVE
93 RESIDENTIAL
94 SOCIAL SERVICES
95 DIAG EVAL/COUNSELING
96 LEGAL
97 MEDICAL

20,374
8,948,449
1,614,998
3,542,087
8,613,233
7,821,968
1,719,945
1,651,147
68,798

20,374
8,948,449
1,614,998
3,542,087
38,613,233
7,821,968
1,719,945
1,651,147
68,798

TOTAL
ESTIMATED SOURCE OF FUNDS FOR
CHILD & FAMILY SERVICES
00 FEDERAL FUNDS
05 PRIVATE LOCAL FUNDS

64,000,999	64,000,999
20,373,372	20,373,372
11,186,670	11,186,670

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(CONT.)					
(CONT.)					
(CONT.)					
(CONT.)					
(CONT.)					
05 HEALTH AND SOCIAL SERVICES					
01 DEPT OF HEALTH AND HUMAN SVCS					
08 DIV CHILDREN, YOUTH & FAMILIES					
07 CHILDREN, YOUTH & FAMILY SVCS					
01 CHILD & FAMILY SERVICES					
GENERAL FUND					
TOTAL					
		32,440,957	32,440,957		
		64,000,999	64,000,999		
05 HEALTH AND SOCIAL SERVICES					
01 DEPT OF HEALTH AND HUMAN SVCS					
08 DIV CHILDREN, YOUTH & FAMILIES					
07 CHILDREN, YOUTH & FAMILY SVCS					
02 DCYF-PREVENTION PROGRAMS					
90 DIVERSION INCENTIVE FUNDS					
TOTAL					
		3,163,126	3,163,126		
ESTIMATED SOURCE OF FUNDS FOR					
DCYF-PREVENTION PROGRAMS					
GENERAL FUND					
TOTAL					
		3,163,126	3,163,126		
05 HEALTH AND SOCIAL SERVICES					
01 DEPT OF HEALTH AND HUMAN SVCS					
08 DIV CHILDREN, YOUTH & FAMILIES					
07 CHILDREN, YOUTH & FAMILY SVCS					
03 DOMESTIC VIOLENCE PROGRAMS					
41 AUDIT FUND SET ASIDE					
90 DOM VIO-PREVENTION DVGP					
91 DOM VIO-PREVENTION FVSPA					
92 ADMINISTRATION					
TOTAL					
		841			
		671,000	671,000		
		814,270	856,229		
		25,000	25,000		
ESTIMATED SOURCE OF FUNDS FOR					
DOMESTIC VIOLENCE PROGRAMS					
00 FEDERAL FUNDS					
09 AGENCY INCOME					
GENERAL FUND					
TOTAL					
		1,511,111	1,553,112		
ESTIMATED SOURCE OF FUNDS FOR					
DOMESTIC VIOLENCE PROGRAMS					
00 FEDERAL FUNDS					
09 AGENCY INCOME					
GENERAL FUND					
TOTAL					
		840,111	882,112		
		352,275	352,275		
		318,725	318,725		
		1,511,111	1,553,112		
05 HEALTH AND SOCIAL SERVICES					
01 DEPT OF HEALTH AND HUMAN SVCS					
08 DIV CHILDREN, YOUTH & FAMILIES					
08 BUR OF CHILD DEVLPMNT SERVICES					
01 CHILD DEVELOPMENT-OPERATIONS					
10 PERSONAL SERVICES-PERH. CLASSI					
12 PERSONAL SERVICES-UNCLASSIFIED					
20 CURRENT EXPENSES					
41 AUDIT FUND SET ASIDE					
60 BENEFITS					
70 IN-STATE TRAVEL					
		125,476	127,843		
		135,459	135,459		
		16,557	16,971		
		260	260		
		96,546	97,422		
		2,260	2,317		

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05 HEALTH AND SOCIAL SERVICES				
01 DEPT OF HEALTH AND HUMAN SVCS				
08 DIV CHILDREN, YOUTH & FAMILIES				
08 BUR OF CHILD DEVLPMNT SERVICES				
01 CHILD DEVELOPMENT-OPERATIONS				
(CONT.)				
80 OUT-OF STATE TRAVEL				
(CONT.)				
TOTAL	2,083	2,135		
ESTIMATED SOURCE OF FUNDS FOR				
CHILD DEVELOPMENT-OPERATIONS	378,639	382,407		
00 FEDERAL FUNDS				
GENERAL FUND	257,178	259,063		
TOTAL	121,461	123,344		
	378,639	382,407		
05 HEALTH AND SOCIAL SERVICES				
01 DEPT OF HEALTH AND HUMAN SVCS				
08 DIV CHILDREN, YOUTH & FAMILIES				
08 BUR OF CHILD DEVLPMNT SERVICES				
02 CHILD DEVELOPMENT PROGRAM				
(CONT.)				
D				
41 AUDIT FUND SET ASIDE	12,721	12,721		
90 CHILD CARE PREVENTION	1,200,000	1,200,000		
91 PROTECTIVE	950,000	950,000		
93 CHILD CARE	22,655,664	22,655,664		
TOTAL	24,818,385	24,818,385		
ESTIMATED SOURCE OF FUNDS FOR				
CHILD DEVELOPMENT PROGRAM				
00 FEDERAL FUNDS	13,544,643	13,544,643		
GENERAL FUND	11,273,742	11,273,742		
TOTAL	24,818,385	24,818,385		
05 HEALTH AND SOCIAL SERVICES				
01 DEPT OF HEALTH AND HUMAN SVCS				
08 DIV CHILDREN, YOUTH & FAMILIES				
08 BUR OF CHILD DEVLPMNT SERVICES				
03 CHILD CARE DVLPMNT-QUALITY ASSURE				
(CONT.)				
D				
20 CURRENT EXPENSES	32,853	33,675		
41 AUDIT FUND SET ASIDE	31,225	31,225		
59 PART-TIME - BENEFITED	31,103	31,103		
60 BENEFITS	11,508	11,508		
70 IN-STATE TRAVEL	3,300	3,383		
80 OUT-OF STATE TRAVEL	8,000	8,000		
90 CREDENTIALS	5,500	5,500		
92 CHILD CARE PROVIDER TRAINING	100,000	100,000		
93 CCDBG EXPENDITURES	2,155,394	2,263,163		
TOTAL	2,349,903	2,458,686		
ESTIMATED SOURCE OF FUNDS FOR				
CHILD CARE DVLPMNT-QUALITY ASSURE				
00 FEDERAL FUNDS	2,244,404	2,353,187		
GENERAL FUND	105,499	105,499		

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05 HEALTH AND SOCIAL SERVICES								
01 DEPT OF HEALTH AND HUMAN SVCS								
08 DIV CHILDREN, YOUTH & FAMILIES								
08 BUREAU OF CHILD DEVELOPMENT SERVICES								
03 CHILD CARE DVLQ-QUALITY ASSURE								
TOTAL					2,349,903		2,458,686	
05 HEALTH AND SOCIAL SERVICES								
01 DEPT OF HEALTH AND HUMAN SVCS								
08 DIV CHILDREN, YOUTH & FAMILIES								
08 BUREAU OF CHILD DEVELOPMENT SERVICES								
04 HEAD START STATE COLLABORATION								
12 PERSONAL SERVICES-UNCLASSIFIED								
20 CURRENT EXPENSES					62,976		62,976	
41 AUDIT FUND SET ASIDE					4,101		4,203	
60 BENEFITS					125		125	
70 IN-STATE TRAVEL					23,301		23,301	
80 OUT-OF STATE TRAVEL					2,000		2,000	
90 EDUCATIONAL EXPENSES					4,100		4,203	
TOTAL					125,000		125,000	
ESTIMATED SOURCE OF FUNDS FOR								
HEAD START STATE COLLABORATION					125,000		125,000	
00 FEDERAL FUNDS					125,000		125,000	
TOTAL								
05 HEALTH AND SOCIAL SERVICES								
01 DEPT OF HEALTH AND HUMAN SVCS								
08 DIV CHILDREN, YOUTH & FAMILIES								
09 FEDERAL GRANT PROGRAMS								
01 TITLE XX GRANTS - SS8C								
26 ORGANIZATIONAL DUES					57,000		57,000	
41 AUDIT FUND SET ASIDE					953		953	
80 OUT-OF STATE TRAVEL					1,500		1,500	
91 LEGAL					50,000		50,000	
92 CONTRACTS					793,000		793,000	
93 MEDICAL					50,000		50,000	
TOTAL					952,453		952,453	
ESTIMATED SOURCE OF FUNDS FOR								
TITLE XX GRANTS - SS8G					952,453		952,453	
00 FEDERAL FUNDS					952,453		952,453	
TOTAL								

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05	HEALTH AND SOCIAL SERVICES					
01	DEPT OF HEALTH AND HUMAN SVCS					
08	DIV CHILDREN, YOUTH & FAMILIES					
09	FEDERAL GRANT PROGRAMS					
02	PROMOTING SAFE & STABLE FAMILY					
41	AUDIT FUND SET ASIDE					
90	TITLE IV-B GRANTS					
91	CONTRACTS					
TOTAL						
	ESTIMATED SOURCE OF FUNDS FOR					
	PROMOTING SAFE & STABLE FAMILY					
00	FEDERAL FUNDS					
TOTAL						
05	HEALTH AND SOCIAL SERVICES					
01	DEPT OF HEALTH AND HUMAN SVCS					
08	DIV CHILDREN, YOUTH & FAMILIES					
09	FEDERAL GRANT PROGRAMS					
03	CHILD WELFARE SERVICES IV-B					
20	CURRENT EXPENSES					
41	AUDIT FUND SET ASIDE					
70	IN-STATE TRAVEL					
80	OUT-OF STATE TRAVEL					
90	CHILD ABUSE GRANT					
TOTAL						
	ESTIMATED SOURCE OF FUNDS FOR					
	CHILD WELFARE SERVICES IV-B					
00	FEDERAL FUNDS					
TOTAL						
05	HEALTH AND SOCIAL SERVICES					
01	DEPT OF HEALTH AND HUMAN SVCS					
08	DIV CHILDREN, YOUTH & FAMILIES					
09	FEDERAL GRANT PROGRAMS					
04	TEEN INDEPENDENT LIVING					
10	PERSONAL SERVICES - PERMANENT					
20	CURRENT EXPENSES					
41	AUDIT FUND SET ASIDE					
70	IN-STATE TRAVEL					
80	OUT-OF STATE TRAVEL					
90	CONTRACTS					
91	AFTER CARE HOUSING					
92	AFTER CARE SERVICES					
93	PURCHASED SERVICES					
TOTAL						
	ESTIMATED SOURCE OF FUNDS FOR					
	TEEN INDEPENDENT LIVING					

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05 HEALTH AND SOCIAL SERVICES				
01 DEPT OF HEALTH AND HUMAN SVCS				
08 DIV CHILDREN, YOUTH & FAMILIES				
09 FEDERAL GRANT PROGRAMS				
04 TEEN INDEPENDENT LIVING				
00 FEDERAL FUNDS			650,000	650,000
TOTAL			650,000	650,000
05 HEALTH AND SOCIAL SERVICES				
01 DEPT OF HEALTH AND HUMAN SVCS				
08 DIV CHILDREN, YOUTH & FAMILIES				
09 FEDERAL GRANT PROGRAMS				
05 CHILD ABUSE PREV CAPTA				
20 CURRENT EXPENSES				
41 AUDIT FUND SET ASIDE				5,000
59 PART-TIME - BENEFITTED				478
60 BENEFITS				44,051
70 IN-STATE TRAVEL				16,299
80 OUT-OF STATE TRAVEL				1,000
90 CONTRACTS				8,240
91 TRAINING				400,000
TOTAL			477,068	477,068
ESTIMATED SOURCE OF FUNDS FOR				
CHILD ABUSE PREV CAPTA				
00 FEDERAL FUNDS			477,068	477,068
TOTAL			477,068	477,068
05 HEALTH AND SOCIAL SERVICES				
01 DEPT OF HEALTH AND HUMAN SVCS				
08 DIV CHILDREN, YOUTH & FAMILIES				
09 FEDERAL GRANT PROGRAMS				
06 ADOPTION SERVICES				
20 CURRENT EXPENSES				
41 AUDIT FUND SET ASIDE				6,467
50 PERSONAL SERVICE-TEMP/APPOINTEE				183
60 BENEFITS				73,296
70 IN-STATE TRAVEL				5,607
91 CONTRACTS				550
TOTAL			182,994	185,039
ESTIMATED SOURCE OF FUNDS FOR				
ADOPTION SERVICES				
00 FEDERAL FUNDS			182,994	185,039
TOTAL			182,994	185,039

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05 HEALTH AND SOCIAL SERVICES					
01 DEPT OF HEALTH AND HUMAN SVCS					
08 DIV CHILDREN, YOUTH & FAMILIES					
10 PASS THRU GRANTS					
01 PASS THRU GRANTS					
90 GRANTS				30,000	30,000
91 NFI				30,000	30,000
92 LUTHERAN SOC SERV				10,000	10,000
93 WREATH SCHOOL				5,000	5,000
94 SPAULDING YOUTH CENTER				10,000	10,000
95 ODYSSEY HOUSE				20,000	20,000
96 BECKETT SCHOOL				60,710	60,710
97 CHILD CARE CENTERS				10,000	10,000
TOTAL				175,710	175,710
ESTIMATED SOURCE OF FUNDS FOR					
PASS THRU GRANTS					
10 TRANSFERS FROM OTHER AGENCIES					
TOTAL				175,710	175,710
05 HEALTH AND SOCIAL SERVICES					
01 DEPT OF HEALTH AND HUMAN SVCS					
08 DIV CHILDREN, YOUTH & FAMILIES					
11 COMPENSATION BENEFITS					
01 WORKER'S COMPENSATION					
92 WORKERS COMP			137,813	137,813	
98 MEDICAL COST			793	793	
99 AWARDED			281	281	
TOTAL			138,887	138,887	138,887
ESTIMATED SOURCE OF FUNDS FOR					
WORKER'S COMPENSATION					
GENERAL FUND					
TOTAL			138,887	138,887	138,887
05 HEALTH AND SOCIAL SERVICES					
01 DEPT OF HEALTH AND HUMAN SVCS					
08 DIV CHILDREN, YOUTH & FAMILIES					
11 COMPENSATION BENEFITS					
02 UNEMPLOYMENT COMPENSATION					
90 UNEMPLOYMENT COMPENSATION			27,563	27,563	
TOTAL			27,563	27,563	27,563
ESTIMATED SOURCE OF FUNDS FOR					
UNEMPLOYMENT COMPENSATION					
GENERAL FUND					
TOTAL			27,563	27,563	27,563
TOTAL			122,587,582		123,340,534
ESTIMATED SOURCE OF FUNDS FOR					
DIV CHILDREN, YOUTH & FAMILIES					

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05 HEALTH AND SOCIAL SERVICES						
01 DEPT OF HEALTH AND HUMAN SVCS						
09 DIV OF FAMILY ASSISTANCE						
02 PROGRAM OPERATIONS						
01 ECONOMIC SERVICES						
99 NEW HEIGHTS MAINT			5,500,000		3,500,000	
TOTAL			12,562,639		10,696,906	
ESTIMATED SOURCE OF FUNDS FOR						
ECONOMIC SERVICES						
05 FEDERAL FUNDS						
06 PRIVATE LOCAL FUNDS						
GENERAL FUND						
TOTAL			7,193,609		6,256,789	
05 HEALTH AND SOCIAL SERVICES						
01 DEPT OF HEALTH AND HUMAN SVCS						
09 DIV OF FAMILY ASSISTANCE						
02 PROGRAM OPERATIONS						
02 EMPLOYMENT SUPPORT						
10 PERSONAL SERVICES - PERMANENT						
41 AUDIT FUND SET ASIDE			843,509		868,994	
42 ADDITIONAL FRINGE BENEFITS			4,046		4,159	
60 BENEFITS			24,462		25,201	
90 CONTRACTS			312,098		321,528	
91 CLIENT REIMBURSEMENT			3,563,625		3,659,534	
TOTAL			2,260,000		2,260,000	
ESTIMATED SOURCE OF FUNDS FOR			7,007,740		7,139,416	
EMPLOYMENT SUPPORT						
FEDERAL FUNDS						
GENERAL FUND						
TOTAL			4,082,830		4,197,050	
05 HEALTH AND SOCIAL SERVICES						
01 DEPT OF HEALTH AND HUMAN SVCS						
09 DIV OF FAMILY ASSISTANCE						
03 FIELD OPERATIONS						
01 ECONOMIC FIELD SERVICES						
10 PERSONAL SERVICES - PERMANENT						
18 OVERTIME			7,122,473		7,317,834	
20 CURRENT EXPENSES			66,458		67,308	
30 EQUIPMENT NEW/REPLACEMENT			63,214		64,794	
41 AUDIT FUND SET ASIDE			51,788		51,788	
42 ADDITIONAL FRINGE BENEFITS			5,232		5,388	
59 PART-TIME - BENEFITTED			210,752		216,703	
60 BENEFITS			155,961		162,006	
70 IN-STATE TRAVEL			2,717,610		2,792,645	
TOTAL			117,031		117,031	
ESTIMATED SOURCE OF FUNDS FOR			10,510,519		10,795,297	
ECONOMIC FIELD SERVICES						

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05 HEALTH AND SOCIAL SERVICES				(CONT.)		
01 DEPT OF HEALTH AND HUMAN SVCS				(CONT.)		
09 DIV OF FAMILY ASSISTANCE				(CONT.)		
03 FIELD OPERATIONS				(CONT.)		
01 ECONOMIC FIELD SERVICES				(CONT.)		
00 FEDERAL FUNDS					5,363,268	5,519,651
GENERAL FUND					5,147,271	5,275,646
TOTAL					10,510,519	10,795,297
05 HEALTH AND SOCIAL SERVICES						
01 DEPT OF HEALTH AND HUMAN SVCS						
09 DIV OF FAMILY ASSISTANCE						
03 FIELD OPERATIONS						
02 HEALTH CARE ELIGIBILITY						
41 AUDIT FUND SET ASIDE				340		
42 ADDITIONAL FRINGE BENEFITS				13,789		367
59 PART-TIME - BENEFITTED				495,223		14,063
60 BENEFITS				183,233		504,700
TOTAL					692,585	705,849
ESTIMATED SOURCE OF FUNDS FOR						
HEALTH CARE ELIGIBILITY						
00 FEDERAL FUNDS					353,357	360,130
GENERAL FUND					339,228	345,719
TOTAL					692,585	705,849
05 HEALTH AND SOCIAL SERVICES						
01 DEPT OF HEALTH AND HUMAN SVCS						
09 DIV OF FAMILY ASSISTANCE						
04 FINANCIAL GRANTS						
01 TEMP ASSISTING TO NEEDY FAMILYS						
41 AUDIT FUND SET ASIDE				25,200		
90 TANF				40,807,339		29,372
91 EMERGENCY ASSISTANCE PROGRAM				1,350,000		41,379,296
92 ADMINISTER CH 229,L'93				20,000		1,350,000
93 STATE PROGRAM				1		20,000
TOTAL					42,202,240	42,778,669
ESTIMATED SOURCE OF FUNDS FOR						
TEMP ASSISTING TO NEEDY FAMILYS						
00 FEDERAL FUNDS					25,195,296	29,371,726
09 AGENCY INCOME					3,800,000	3,800,000
GENERAL FUND					13,206,944	9,606,945
TOTAL					42,202,240	42,778,669

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05 HEALTH AND SOCIAL SERVICES					
01 DEPT OF HEALTH AND HUMAN SVCS					
09 DIV OF FAMILY ASSISTANCE					
04 FINANCIAL GRANTS					
02 OAA APTD GRANTS					
90 OAA GRANTS				2,086,479	2,171,092
91 APTD GRANTS				10,761,417	11,800,689
TOTAL					
ESTIMATED SOURCE OF FUNDS FOR				12,847,896	13,971,781
OAA APTD GRANTS					
05 PRIVATE LOCAL FUNDS				6,348,948	6,910,892
09 AGENCY INCOME				75,000	75,000
GENERAL FUND				6,423,948	6,985,889
TOTAL				12,847,896	13,971,781
05 HEALTH AND SOCIAL SERVICES					
01 DEPT OF HEALTH AND HUMAN SVCS					
09 DIV OF FAMILY ASSISTANCE					
04 FINANCIAL GRANTS					
03 ANB GRANTS					
90 ANB GRANTS				862,465	929,305
TOTAL					
ESTIMATED SOURCE OF FUNDS FOR				862,465	929,305
ANB GRANTS					
GENERAL FUND				862,465	929,305
TOTAL				862,465	929,305
05 HEALTH AND SOCIAL SERVICES					
01 DEPT OF HEALTH AND HUMAN SVCS					
09 DIV OF FAMILY ASSISTANCE					
04 FINANCIAL GRANTS					
04 REFUGEE GRANTS					
10 PERSONAL SERVICES-PERMANENT					
20 CURRENT EXPENSES				112,452	112,452
22 RENTS & LEASES OTHER THAN STAT				10,877	9,867
26 DUES AND MEMBERSHIPS				5,724	5,724
30 EQUIPMENT NEW/REPLACEMENT				115	115
40 INDIRECT COSTS				4,000	1,322
41 ADDITIONAL BENEFIT				1,352	1,474
42 ADDITIONAL FRINGE BENEFITS				1,902	1,902
44 CONSULTANTS				6,596	596
60 BENEFITS				41,407	41,407
70 IN-STATE TRAVEL				2,257	2,257
80 OUT-OF-STATE TRAVEL				7,834	7,834
91 REFUGEE ASSISTANCE				759,515	759,515
95 REFUGEE RESETTLEMENT				526,000	526,000
TOTAL					
ESTIMATED SOURCE OF FUNDS FOR				1,480,680	1,475,665
REFUGEE GRANTS					

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05 HEALTH AND SOCIAL SERVICES					
01 DEPT OF HEALTH AND HUMAN SVCS					
09 DIV OF FAMILY ASSISTANCE					
04 FINANCIAL GRANTS					
04 REFUGEE GRANTS					
00 REFUGEE RESETTLEMENT					
TOTAL		1,480,680		1,475,665	
		1,480,680		1,475,665	
05 HEALTH AND SOCIAL SERVICES					
01 DEPT OF HEALTH AND HUMAN SVCS					
09 DIV OF FAMILY ASSISTANCE					
05 WORKER'S COMPENSATION					
41 AUDIT FUND SET ASIDE		171		171	
95 MEDICAL COSTS		106,185		106,185	
99 AWARDS		144,823		144,823	
TOTAL		251,179		251,179	
ESTIMATED SOURCE OF FUNDS FOR					
WORKER'S COMPENSATION					
00 FEDERAL FUNDS		125,675		125,675	
GENERAL FUND		125,504		125,504	
TOTAL		251,179		251,179	
TOTAL		89,220,108		89,544,340	
ESTIMATED SOURCE OF FUNDS FOR					
DIV OF FAMILY ASSISTANCE					
FEDERAL FUNDS		44,194,184		47,715,419	
GENERAL FUND		34,761,976		31,003,029	
OTHER FUNDS		10,263,948		10,825,892	
TOTAL		89,220,108		89,544,340	
05 HEALTH AND SOCIAL SERVICES					
01 DEPT OF HEALTH AND HUMAN SVCS					
10 DIV OF ELDERLY & ADULT SVCS					
01 STATE OFFICE ADMINISTRATION					
01 OFFICE OF DIRECTOR					
10 PERSONAL SERVICES-PERMANAT		1,700,073		1,747,772	
12 PERSONAL SERVICES-UNCLASSIFIED		251,746		255,981	
20 CURRENT EXPENSES		92,199		94,504	
22 RENT&LEASES OTHER THAN STATE		5,000		5,125	
26 ORGANIZATIONAL DUES		6,048		6,199	
40 INDIRECT COSTS		230		242	
41 AUDIT FUND SET ASIDE		1,313		1,335	
42 ADDITIONAL FRINGE BENEFITS		43,663		46,727	
50 PERSONAL SERVICE-TEMP/APPOINTE		32,764		33,583	
59 PART-TIME - BENEFITTED		115,655		118,932	
60 BENEFITS		767,471		787,963	
70 IN-STATE TRAVEL		38,106		39,059	

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05 HEALTH AND SOCIAL SERVICES						
01 DEPT OF HEALTH AND HUMAN SVCS						
10 DIV OF ELDERLY & ADULT SVCS						
01 STATE OFFICE ADMINISTRATION						
01 OFFICE OF DIRECTOR						
90 DEAS OPTIONS						
TOTAL					422,260	422,240
ESTIMATED SOURCE OF FUNDS FOR						
OFFICE OF DIRECTOR					3,476,508	3,559,662
00 FEDERAL FUNDS						
GENERAL FUND					1,262,963	1,281,456
TOTAL					2,214,445	2,278,208
					3,476,508	3,559,662
05 HEALTH AND SOCIAL SERVICES						
01 DEPT OF HEALTH AND HUMAN SVCS						
10 DIV OF ELDERLY & ADULT SVCS						
01 STATE OFFICE ADMINISTRATION						
02 WORKER'S COMPENSATION						
92 WORKERS' COMP. CLAIMS					15,000	15,000
TOTAL					15,000	15,000
ESTIMATED SOURCE OF FUNDS FOR						
WORKER'S COMPENSATION					15,000	15,000
GENERAL FUND					15,000	15,000
TOTAL						
05 HEALTH AND SOCIAL SERVICES						
01 DEPT OF HEALTH AND HUMAN SVCS						
10 DIV OF ELDERLY & ADULT SVCS						
01 STATE OFFICE ADMINISTRATION						
03 LONG TERM CARE OMBUDSMAN						
41 AUDIT FUND SET ASIDE					200	200
90 OMBUDSMAN CONTRACT					309,911	309,911
TOTAL					310,111	310,111
ESTIMATED SOURCE OF FUNDS FOR						
LONG TERM CARE OMBUDSMAN					242,477	245,103
00 FEDERAL FUNDS					67,634	65,008
GENERAL FUND					310,111	310,111
TOTAL						

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05 HEALTH AND SOCIAL SERVICES								
01 DEPT OF HEALTH AND HUMAN SVCS								
10 DIV OF ELDERLY & ADULT SVCS								
02 PROGRAM OPERATIONS								
01 FIELD OPERATIONS								
10 PERSONAL SERVICES - PERMANENT								
20 CURRENT EXPENSES								
40 INDIRECT COSTS								
E								
D								
41 AUDIT FUND SET ASIDE								
42 ADDITIONAL FRINGE BENEFITS								
59 PART-TIME - BENEFITTED								
60 BENEFITS								
70 IN-STATE TRAVEL								
90 CONTRACTS								
* THE DEPARTMENT SHALL REDUCE THE NUMBER OF SOCIAL WORKER POSITIONS IN CLASS 10 BY 12 ON OR BEFORE JANUARY 1, 2004. THE DEPARTMENT SHALL NOTIFY THE FISCAL COMMITTEE AND THE GOVERNOR AND EXECUTIVE COUNCIL OF THE SPECIFIC POSITIONS TO BE ABOLISHED BY JANUARY 1, 2004.								
TOTAL ESTIMATED SOURCE OF FUNDS FOR FIELD OPERATIONS					3,133,622	2,938,714		
00 FEDERAL FUNDS					1,007,433	937,953		
GENERAL FUND					2,126,189	2,000,761		
TOTAL					3,133,622	2,938,714		
05 HEALTH AND SOCIAL SERVICES								
01 DEPT OF HEALTH AND HUMAN SVCS								
10 DIV OF ELDERLY & ADULT SVCS								
03 GRANTS TO LOCALS								
01 OLDER AMERICANS ACT								
20 CURRENT EXPENSES								
40 INDIRECT COSTS								
E								
D								
41 AUDIT FUND SET ASIDE								
49 TRANSFERS TO OTHER STATE AGENCIES								
91 SOCIAL SERVICE PROGRAMS								
92 MEALS-HOME DELIVERED/CONGREG								
93 TRANSPORTATION								
96 FAMILY CAREGIVER								
TOTAL ESTIMATED SOURCE OF FUNDS FOR OLDER AMERICANS ACT					7,723,328	7,724,301		
00 FEDERAL FUNDS					4,883,528	4,883,528		
GENERAL FUND					2,839,800	2,840,773		
TOTAL					7,723,328	7,724,301		

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05 HEALTH AND SOCIAL SERVICES				
01 DEPT OF HEALTH AND HUMAN SVCS				
10 DIV OF ELDERLY & ADULT SVCS				
03 GRANTS TO LOCALS				
02 SOCIAL SERVICES BLOCK GRANT				
40 INDIRECT COSTS	E	557		587
41 AUDIT FUND SET ASIDE	D	4,358		4,358
80 OUT-OF STATE TRAVEL		5		5
90 AGDC		532,269		532,269
91 HOHEHAKE		2,381,451		2,381,451
92 ADULT IN HOME		3,934,174		3,934,174
93 VENDORED SERVICES		227,113		227,113
95 MEALS - HOHE DELIVERED		2,297,019		2,517,813
96 I & R CONTRACTS		141,280		141,280
TOTAL		9,518,226		9,739,050
ESTIMATED SOURCE OF FUNDS FOR				
SOCIAL SERVICES BLOCK GRANT				
00 FEDERAL FUNDS		4,356,934		4,356,846
GENERAL FUND		5,161,292		5,382,204
TOTAL		9,518,226		9,739,050
05 HEALTH AND SOCIAL SERVICES				
01 DEPT OF HEALTH AND HUMAN SVCS				
10 DIV OF ELDERLY & ADULT SVCS				
03 GRANTS TO LOCALS				
05 VOLUNTEER ACTIVITIES				
90 SENIOR COMPANION PROGRAM		56,434		56,434
91 NH FOSTER GRANDPARENTS		95,309		95,309
92 RETIRED SENIOR VOLUNTEER PROGR		130,022		130,022
TOTAL		281,765		281,765
ESTIMATED SOURCE OF FUNDS FOR				
VOLUNTEER ACTIVITIES				
GENERAL FUND		281,765		281,765
TOTAL		281,765		281,765
05 HEALTH AND SOCIAL SERVICES				
01 DEPT OF HEALTH AND HUMAN SVCS				
10 DIV OF ELDERLY & ADULT SVCS				
03 GRANTS TO LOCALS				
04 USDA PAYMENTS				
90 USDA MEALS REIMBURSEMENT		900,000		900,000
TOTAL		900,000		900,000
ESTIMATED SOURCE OF FUNDS FOR				
USDA PAYMENTS				
00 FEDERAL FUNDS		900,000		900,000
TOTAL		900,000		900,000

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05 HEALTH AND SOCIAL SERVICES						
01 DEPT OF HEALTH AND HUMAN SVCS						
10 DIV OF ELDERLY & ADULT SVCS						
03 GRANTS TO LOCALS						
05 CONGREGATE HOUSING						
20 CURRENT EXPENSES						
70 IN-STATE TRAVEL						
90 CONGREGATE HOUSING CONTRACTS						
TOTAL				8,277	8,484	
ESTIMATED SOURCE OF FUNDS FOR				923	946	
CONGREGATE HOUSING				728,770	728,770	
GENERAL FUND						738,200
TOTAL				737,970		738,200
05 HEALTH AND SOCIAL SERVICES						
01 DEPT OF HEALTH AND HUMAN SVCS						
10 DIV OF ELDERLY & ADULT SVCS						
03 GRANTS TO LOCALS						
06 HEALTH PROMOTION						
20 CURRENT EXPENSES						
30 EQUIPMENT NEW/REPLACEMENT						
41 AUDIT FUND SET ASIDE						
70 IN-STATE TRAVEL						
80 OUT-OF STATE TRAVEL						
90 HEALTH PROMOTION CONTRACTS						
TOTAL				2,942	3,016	
ESTIMATED SOURCE OF FUNDS FOR				2,000	2,050	
HEALTH PROMOTION				108	111	
00 FEDERAL FUNDS				2,050	2,101	
TOTAL				7,900	8,098	
				93,000	95,325	
				108,000		110,701
05 HEALTH AND SOCIAL SERVICES						
01 DEPT OF HEALTH AND HUMAN SVCS						
10 DIV OF ELDERLY & ADULT SVCS						
03 GRANTS TO LOCALS						
07 HEALTH INS COUNSELING						
20 CURRENT EXPENSES						
41 AUDIT FUND SET ASIDE						
70 IN-STATE TRAVEL						
80 OUT-OF STATE TRAVEL						
90 HICEAS CONTRACT						
TOTAL				7,474	7,661	
ESTIMATED SOURCE OF FUNDS FOR				151	157	
HEALTH INS COUNSELING				3,075	3,152	
00 FEDERAL FUNDS				8,200	8,405	
TOTAL				131,607	137,397	
				150,507		156,772
05 HEALTH AND SOCIAL SERVICES						
01 DEPT OF HEALTH AND HUMAN SVCS						
10 DIV OF ELDERLY & ADULT SVCS						
03 GRANTS TO LOCALS						
07 HEALTH INS COUNSELING						
20 CURRENT EXPENSES						
41 AUDIT FUND SET ASIDE						
70 IN-STATE TRAVEL						
80 OUT-OF STATE TRAVEL						
90 HICEAS CONTRACT						
TOTAL				7,474	7,661	
ESTIMATED SOURCE OF FUNDS FOR				151	157	
HEALTH INS COUNSELING				3,075	3,152	
00 FEDERAL FUNDS				8,200	8,405	
TOTAL				131,607	137,397	
				150,507		156,772

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05 HEALTH AND SOCIAL SERVICES				
01 DEPT OF HEALTH AND HUMAN SVCS				
10 DIV OF ELDERLY & ADULT SVCS				
03 GRANTS TO LOCALS				
08 MEDICAID ADMINISTRATION				
10 PERSONAL SERVICES-PERM. CLASSI				
20 CURRENT EXPENSES	235,968		243,338	
41 AUDIT FUND SET ASIDE	3,978		4,077	
42 ADDITIONAL FRINGE BENEFITS	178		183	
50 PERSONAL SERVICE-TEMP/APPOINTEE	4,894		5,237	
60 BENEFITS	16,506		16,918	
70 IN-STATE TRAVEL	88,571		91,329	
80 OUT-OF STATE TRAVEL	2,050		2,101	
TOTAL	2,063		1,614	
ESTIMATED SOURCE OF FUNDS FOR		354,208		364,797
MEDICAID ADMINISTRATION				
00 FEDERAL FUNDS		179,644		185,115
GENERAL FUND		174,564		179,682
TOTAL		354,208		364,797
05 HEALTH AND SOCIAL SERVICES				
01 DEPT OF HEALTH AND HUMAN SVCS				
10 DIV OF ELDERLY & ADULT SVCS				
03 GRANTS TO LOCALS				
09 ADRD				
20 CURRENT EXPENSES	9,020		9,246	
70 IN-STATE TRAVEL	3,588		3,677	
80 OUT-OF STATE TRAVEL	2,050		2,101	
90 ADRD & CAREGIVER SUPPORT	291,102		291,102	
TOTAL		305,760		306,126
ESTIMATED SOURCE OF FUNDS FOR				
ADRD				
GENERAL FUND		305,760		306,126
TOTAL		305,760		306,126
05 HEALTH AND SOCIAL SERVICES				
01 DEPT OF HEALTH AND HUMAN SVCS				
10 DIV OF ELDERLY & ADULT SVCS				
03 GRANTS TO LOCALS				
10 SERVICE LINK				
90 CONTRACTS				
TOTAL	978,938		978,938	
ESTIMATED SOURCE OF FUNDS FOR		978,938		978,938
SERVICE LINK				
GENERAL FUND		978,938		978,938
TOTAL		978,938		978,938

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05 HEALTH AND SOCIAL SERVICES				
01 DEPT OF HEALTH AND HUMAN SVCS				
10 DIV OF ELDERLY & ADULT SVCS				
03 GRANTS TO LOCALS				
11 ALZHEIMER'S GRANT				
20 CURRENT EXPENSES				
41 AUDIT FUND SET ASIDE	D	10,250		10,506
70 IN-STATE TRAVEL		322		336
80 OUT-OF STATE TRAVEL		1,475		1,512
90 OUTREACH CONTRACTS		3,075		3,152
TOTAL		306,313	321,435	319,790
ESTIMATED SOURCE OF FUNDS FOR				335,296
ALZHEIMER'S GRANT				
00 FEDERAL FUNDS			321,435	335,296
TOTAL			321,435	335,296
05 HEALTH AND SOCIAL SERVICES				
01 DEPT OF HEALTH AND HUMAN SVCS				
10 DIV OF ELDERLY & ADULT SVCS				
03 GRANTS TO LOCALS				
12 SENIOR MEDICARE PATROL PROJECT				
20 CURRENT EXPENSES				
41 AUDIT FUND SET ASIDE	D	8,110		8,313
70 IN-STATE TRAVEL		254		1,260
80 OUT-OF STATE TRAVEL		1,025		1,051
90 OUTREACH & EDUCATION		2,050		2,101
TOTAL		241,649	253,088	247,690
ESTIMATED SOURCE OF FUNDS FOR				259,415
SENIOR MEDICARE PATROL PROJECT				
00 FEDERAL FUNDS			253,088	259,415
TOTAL			253,088	259,415
05 HEALTH AND SOCIAL SERVICES				
01 DEPT OF HEALTH AND HUMAN SVCS				
10 DIV OF ELDERLY & ADULT SVCS				
04 MEDICAL SERVICES				
01 NURSING SERVICES				
40 INDIRECT COSTS				
41 AUDIT FUND SET ASIDE	E	32,029		33,932
90 NURSING SERVICES	D	178,045		175,953
91 HOME NURSING SERVICES		181,486,041		181,486,041
92 PROSHARE		21,648,515		21,144,079
93 OTHER NURSING HOMES		49,002,736		44,780,801
94 ASSESSMENT AND COUNSELING		2,792,770		2,792,770
95 NURSING SVCS-MID LEVEL CARE		410,400		410,400
96 PROVIDER PAYMENTS - DEAS		2,570,875		3,627,143
97 MEDICAID QUALITY INCENTIVE	F	48,145,532		47,663,614
TOTAL		49,614,308	355,881,251	49,614,308
				351,729,041

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05 HEALTH AND SOCIAL SERVICES					
01 DEPT OF HEALTH AND HUMAN SVCS					
10 DIV OF ELDERLY & ADULT SVCS					
04 MEDICAL SERVICES					
01 NURSING SERVICES					
ESTIMATED SOURCE OF FUNDS FOR					
NURSING SERVICES					
00 FEDERAL FUNDS					175,953,106
05 PRIVATE LOCAL FUNDS					83,867,474
07 AGENCY INCOME					24,807,154
GENERAL FUND					67,101,307
TOTAL					351,729,041
05 HEALTH AND SOCIAL SERVICES					
01 DEPT OF HEALTH AND HUMAN SVCS					
10 DIV OF ELDERLY & ADULT SVCS					
04 MEDICAL SERVICES					
02 CIVIL MONETARY PENALTIES					
41 AUDIT FUND SET ASIDE				150	
91 CMP SERVICES CONTRACTS				149,850	
TOTAL					150,000
ESTIMATED SOURCE OF FUNDS FOR					
CIVIL MONETARY PENALTIES					
00 FEDERAL FUNDS					150,000
TOTAL					150,000
05 HEALTH AND SOCIAL SERVICES					
01 DEPT OF HEALTH AND HUMAN SVCS					
10 DIV OF ELDERLY & ADULT SVCS					
04 MEDICAL SERVICES					
03 NURSING STAFF					
10 PERSONAL SERVICES-PERM. CLASSI					
20 CURRENT EXPENSES				403,622	414,330
41 AUDIT FUND SET ASIDE				5,638	5,778
42 ADDITIONAL FRINGE BENEFITS				512	525
46 CONSULTANTS				16,953	18,175
59 PART-TIME - 8 BENEFITTED				34,543	35,406
60 BENEFITS				39,117	39,900
70 IN-STATE TRAVEL				163,813	168,065
80 OUT-OF STATE TRAVEL				15,170	15,549
				1,294	826
TOTAL				680,662	698,554
ESTIMATED SOURCE OF FUNDS FOR					
NURSING STAFF					
00 FEDERAL FUNDS				500,702	514,201
GENERAL FUND				179,960	184,353
TOTAL				680,662	698,554

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05 HEALTH AND SOCIAL SERVICES					
01 DEPT OF HEALTH AND HUMAN SVCS					
10 DIV OF ELDERLY & ADULT SVCS					
04 MEDICAL SERVICES					
04 RATE SETTING					
10 PERSONAL SERVICES-PERM. CLASSI			296,258		303,974
20 CURRENT EXPENSES			5,433		5,568
41 AUDIT FUND SET ASIDE	D		214		220
42 ADDITIONAL FRINGE BENEFITS	D		7,322		7,836
60 BENEFITS			109,615		112,470
70 IN-STATE TRAVEL			5,843		5,989
80 OUT-OF STATE TRAVEL			1,345		879
TOTAL			426,030		436,936
ESTIMATED SOURCE OF FUNDS FOR					
RATE SETTING					
00 FEDERAL FUNDS			216,783		222,496
05 PRIVATE LOCAL FUNDS	1		202,937		208,222
GENERAL FUND			6,310		6,218
TOTAL			426,030		436,936
TOTAL			385,706,409		381,733,379
ESTIMATED SOURCE OF FUNDS FOR					
DIV OF ELDERLY & ADULT SVCS					
FEDERAL FUNDS			192,578,256		190,491,986
GENERAL FUND			82,153,922		82,358,563
OTHER FUNDS			110,974,201		108,882,850
TOTAL			385,706,409		381,733,379
05 HEALTH AND SOCIAL SERVICES					
01 DEPT OF HEALTH AND HUMAN SVCS					
11 DIVISION OF BEHAVIORAL HEALTH					
01 OFFICE OF DIRECTOR					
10 PERSONAL SERVICES - PERMANENT			26,665		27,785
12 PERSONAL SERVICES - UNCLASS			229,800		233,562
20 CURRENT EXPENSES			9,008		9,008
23 HEAT, ELECTRICITY & WATER			259,972		279,457
49 TRANSFERS TO OTHER STATE AGENCS	D		277,471		277,471
60 BENEFITS	D		94,892		96,698
70 IN-STATE TRAVEL			1,962		1,962
80 OUT-OF STATE TRAVEL			4,254		4,254
TOTAL			904,024		930,197
ESTIMATED SOURCE OF FUNDS FOR					
OFFICE OF DIRECTOR					
01 TRANSFERS FROM OTHER AGENCIES	I		153,837		157,599
GENERAL FUND			750,187		772,598
TOTAL			904,024		930,197

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05 HEALTH AND SOCIAL SERVICES		
01 DEPT OF HEALTH AND HUMAN SVCS		
11 DIVISION OF BEHAVIORAL HEALTH		
02 FISCAL & PROGRM ACCOUNTABILITY		
01 FINANCIAL MGMT/AUDITS		
10 PERSONAL SERVICES - PERMANENT		
20 CURRENT EXPENSES	745,373	766,461
26 ORGANIZATIONAL DUES	110,873	113,645
41 AUDIT FUND SET ASIDE	250	250
42 ADDITIONAL FRINGE BENEFITS	1,169	1,202
50 PERSONAL SERVICE-TEMP/APPOINTEE	1,800	2,800
60 BENEFITS	21,135	21,135
70 IN-STATE TRAVEL	277,405	285,208
80 OUT-OF STATE TRAVEL	3,568	3,678
	6,663	6,830
TOTAL	1,168,256	1,201,209
ESTIMATED SOURCE OF FUNDS FOR		
FINANCIAL MGMT/AUDITS		
00 FEDERAL FUNDS	1,168,256	1,201,209
TOTAL	1,168,256	1,201,209
05 HEALTH AND SOCIAL SERVICES		
01 DEPT OF HEALTH AND HUMAN SVCS		
11 DIVISION OF BEHAVIORAL HEALTH		
02 FISCAL & PROGRM ACCOUNTABILITY		
02 OFFICE OF REIMBURSEMENTS		
10 PERSONAL SERVICES - PERMANENT		
20 CURRENT EXPENSES	347,354	356,807
26 ORGANIZATIONAL DUES	13,281	13,281
50 PERSONAL SERVICE-TEMP/APPOINTEE	100	100
60 BENEFITS	3,903	3,903
70 IN-STATE TRAVEL	128,820	132,318
80 OUT-OF STATE TRAVEL	2,482	2,482
90 TRAINING	2,756	2,756
	892	892
TOTAL	499,588	512,539
ESTIMATED SOURCE OF FUNDS FOR		
OFFICE OF REIMBURSEMENTS		
GENERAL FUND	499,588	512,539
TOTAL	499,588	512,539
05 HEALTH AND SOCIAL SERVICES		
01 DEPT OF HEALTH AND HUMAN SVCS		
11 DIVISION OF BEHAVIORAL HEALTH		
02 FISCAL & PROGRM ACCOUNTABILITY		
03 LEGAL & GUARDIANSHIP SVCS		
96 PUBLIC GUARDIANSHIP	1,063,585	1,108,266
97 INVOLUNTARY EMERGENCY ADM	498,952	523,900
98 INTERIM CARE FUNDS/CLOTHING	24,063	24,063
TOTAL	1,586,600	1,656,229

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05 HEALTH AND SOCIAL SERVICES					
01 DEPT OF HEALTH AND HUMAN SVCS					
11 DIVISION OF BEHAVIORAL HEALTH					
02 FISCAL & PROGRM ACCOUNTABILITY					
03 LEGAL & GUARDIANSHIP SVCS					
ESTIMATED SOURCE OF FUNDS FOR					
LEGAL & GUARDIANSHIP SVCS					
GENERAL FUND					
TOTAL				1,586,600	1,656,229
				1,586,600	1,656,229
05 HEALTH AND SOCIAL SERVICES					
01 DEPT OF HEALTH AND HUMAN SVCS					
11 DIVISION OF BEHAVIORAL HEALTH					
02 FISCAL & PROGRM ACCOUNTABILITY					
04 WORKER'S COMPENSATION					
92 AWARDS					
TOTAL				37,268	37,268
ESTIMATED SOURCE OF FUNDS FOR					
WORKER'S COMPENSATION					
GENERAL FUND					
TOTAL				37,268	37,268
05 HEALTH AND SOCIAL SERVICES					
01 DEPT OF HEALTH AND HUMAN SVCS					
11 DIVISION OF BEHAVIORAL HEALTH					
02 FISCAL & PROGRM ACCOUNTABILITY					
05 UNEMPLOYMENT COMPENSATION					
90 UNEMPLOYMENT COMPENSATION					
TOTAL				437	437
ESTIMATED SOURCE OF FUNDS FOR					
UNEMPLOYMENT COMPENSATION					
GENERAL FUND					
TOTAL				437	437
05 HEALTH AND SOCIAL SERVICES					
01 DEPT OF HEALTH AND HUMAN SVCS					
11 DIVISION OF BEHAVIORAL HEALTH					
04 BUR COMMY MENTAL HEALTH SVCS					
01 COMMY MENTAL HEALTH SVCS					
10 PERSONAL SERVICES - PERMANENT					
20 CURRENT EXPENSES					
26 ORGANIZATIONAL DUES					
40 INDIRECT COSTS					
41 AUDIT FUND SET ASIDE					
60 BENEFITS					
70 IN-STATE TRAVEL					
80 OUT-OF STATE TRAVEL					
90 TRAINING					
				1,014,615	1,040,570
				8,557	8,557
				9,544	9,544
				1,000	1,000
				39,495	39,495
				375,408	385,011
				4,236	4,236
				5,120	5,120
				3,000	3,000

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05 HEALTH AND SOCIAL SERVICES (CONT.)
 01 DEPT OF HEALTH AND HUMAN SVCS (CONT.)
 11 DIVISION OF BEHAVIORAL HEALTH (CONT.)
 04 BUR COMHTY MENTAL HEALTH SVCS (CONT.)
 01 COMHTY MENTAL HEALTH SVCS

91 FAMILY SUPPORT	14,452,534	15,043,559
92 CASE MANAGEMENT	10,178,507	10,361,141
93 EMERG INTAKE & HOSP SVCS	4,300,356	4,304,671
94 COMMUNITY SUPPORT	29,453,054	28,785,817
95 HOUSING	20,355,518	20,725,412
96 CONTRACTS	320,000	320,000
97 DRF ANDROSCOGGIN	400,000	400,000
98 DRF ELLIOT	350,000	350,000
99 PEER SUPPORT	2,108,000	2,108,000

* THIS APPROPRIATION IS IN ADDITION TO ANY OTHER
 SUMS APPROPRIATED FOR OR PAID TO ANDROSCOGGIN
 HOSPITAL FOR DRF BEDS. SAID AMOUNTS SHALL BE
 PAID TO ANDROSCOGGIN IN FOUR EQUAL INSTALL-
 MENTS. THE INSTALLMENTS SHALL BE PAID ON AUGUST
 15, NOVEMBER 15, FEBRUARY 15, AND MAY 15, IN THE
 EVENT THAT ANDROSCOGGIN REDUCES IT'S NUMBER OF
 DRF BEDS. FUTURE PAYMENTS SHALL BE
 PROPORTIONATELY REDUCED.

** THIS APPROPRIATION IS IN ADDITION TO ANY OTHER
 SUMS APPROPRIATED FOR OR PAID TO ELLIOT
 HOSPITAL FOR DRF BEDS. SAID AMOUNT SHALL BE
 PAID TO ELLIOT HOSPITAL IN FOUR EQUAL INSTALL-
 MENTS. THE INSTALLMENTS SHALL BE PAID ON AUGUST
 15, NOVEMBER 15, FEBRUARY 15, AND MAY 15, IN THE
 EVENT THAT ELLIOT REDUCES IT'S NUMBER OF DRF
 BEDS. FUTURE PAYMENTS SHALL BE PROPORTIONATELY
 REDUCED.

TOTAL	83,379,190	83,874,933
ESTIMATED SOURCE OF FUNDS FOR		
COMHTY MENTAL HEALTH SVCS		
00 FEDERAL FUNDS	39,739,920	39,491,833
GENERAL FUND	43,639,270	44,383,100
TOTAL	83,379,190	83,874,933

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05 HEALTH AND SOCIAL SERVICES				
01 DEPT OF HEALTH AND HUMAN SVCS				
11 DIVISION OF BEHAVIORAL HEALTH				
04 BUR COHNTY MENTAL HEALTH SVCS				
02 MEDICAID PAYMENTS				
	D			
41 AUDIT FUND SET ASIDE	5,201			5,607
91 MEDICAID PAYMENTS TO NHH	1,818,361			1,843,361
92 MEDICAID PAYMENTS TO GHE ICF	3,377,374			3,757,409
TOTAL		5,200,936		5,606,377
ESTIMATED SOURCE OF FUNDS FOR				
MEDICAID PAYMENTS				
00 FEDERAL FUNDS		5,200,936		5,606,377
TOTAL		5,200,936		5,606,377
05 HEALTH AND SOCIAL SERVICES				
01 DEPT OF HEALTH AND HUMAN SVCS				
11 DIVISION OF BEHAVIORAL HEALTH				
04 BUR COHNTY MENTAL HEALTH SVCS				
03 MENTAL HEALTH BLOCK GRANT				
10 PERSONAL SERVICES - PERMANENT				
20 CURRENT EXPENSES	52,358			53,586
41 AUDIT FUND SET ASIDE	1,883			1,917
42 ADDITIONAL FRINGE BENEFITS	100			1,985
60 BENEFITS	19,372			19,100
70 IN-STATE TRAVEL	1,833			1,851
80 OUT-OF STATE TRAVEL	6,000			6,000
97 CONTRACTS	1,800,000			1,900,000
TOTAL		1,882,463		1,984,248
ESTIMATED SOURCE OF FUNDS FOR				
MENTAL HEALTH BLOCK GRANT				
00 FEDERAL FUNDS		1,882,463		1,984,248
TOTAL		1,882,463		1,984,248
05 HEALTH AND SOCIAL SERVICES				
01 DEPT OF HEALTH AND HUMAN SVCS				
11 DIVISION OF BEHAVIORAL HEALTH				
04 BUR COHNTY MENTAL HEALTH SVCS				
04 PATH GRANT				
20 CURRENT EXPENSES				
41 AUDIT FUND SET ASIDE	2,700			2,700
70 IN-STATE TRAVEL	300			300
80 OUT-OF STATE TRAVEL	3,500			3,500
93 GRANTS	5,500			5,500
	288,000			288,000
TOTAL		300,000		300,000
ESTIMATED SOURCE OF FUNDS FOR				
PATH GRANT				
00 FEDERAL FUNDS		300,000		300,000
TOTAL		300,000		300,000

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05 HEALTH AND SOCIAL SERVICES					
01 DEPT OF HEALTH AND HUMAN SVCS					
11 DIVISION OF BEHAVIORAL HEALTH					
04 BUR COMMTY MENTAL HEALTH SVCS					
05 COMM ALLIANCE REFRM EFFORT					
20 CURRENT EXPENSES					
41 AUDIT FUND SET ASIDE				D	1,060
70 IN-STATE TRAVEL					1,401
80 OUT-OF STATE TRAVEL					1,493
91 GRANTS					4,855
TOTAL				1,691,909	1,691,909
ESTIMATED SOURCE OF FUNDS FOR				1,700,788	1,700,818
COMM ALLIANCE REFRM EFFORT					
00 FEDERAL FUNDS				1,700,788	1,700,818
TOTAL				1,700,788	1,700,818
05 HEALTH AND SOCIAL SERVICES					
01 DEPT OF HEALTH AND HUMAN SVCS					
11 DIVISION OF BEHAVIORAL HEALTH					
04 BUR COMMTY MENTAL HEALTH SVCS					
06 MENTAL HEALTH DATA COLLECTION					
41 AUDIT FUND SET ASIDE				D	
91 GRANTS				121	151
TOTAL				120,000	150,000
ESTIMATED SOURCE OF FUNDS FOR				120,121	150,151
MENTAL HEALTH DATA COLLECTION					
00 FEDERAL FUNDS				120,121	150,151
TOTAL				120,121	150,151
05 HEALTH AND SOCIAL SERVICES					
01 DEPT OF HEALTH AND HUMAN SVCS					
11 DIVISION OF BEHAVIORAL HEALTH					
04 BUR COMMTY MENTAL HEALTH SVCS					
07 HOUSING & SHELTER PROGRAM					
10 PERSONAL SERVICES-PERM. CLASSI					
26 ORGANIZATIONAL DUES					
41 AUDIT FUND SET ASIDE				D	43,909
42 ADDITIONAL FRINGE BENEFITS				D	500
60 BENEFITS					4,000
70 IN-STATE TRAVEL					100
80 OUT-OF STATE TRAVEL					16,246
92 CONTRACTS					1,000
TOTAL				42,453	2,500
ESTIMATED SOURCE OF FUNDS FOR				4,000,000	3,931,745
HOUSING & SHELTER PROGRAM					
00 FEDERAL FUNDS				4,000,000	4,000,000
TOTAL				4,000,000	4,000,000

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05 HEALTH AND SOCIAL SERVICES							
01 DEPT OF HEALTH AND HUMAN SVCS							
11 DIVISION OF BEHAVIORAL HEALTH							
04 BUR COHNTY MENTAL HEALTH SVCS							
08 EMERGENCY SHELTERS							
96 EMERGENCY SHELTERS							
TOTAL							
ESTIMATED SOURCE OF FUNDS FOR				2,443,781	3,019,786	3,019,786	
EMERGENCY SHELTERS							
GENERAL FUND				2,443,781	3,019,786	3,019,786	
TOTAL				2,443,781			
05 HEALTH AND SOCIAL SERVICES							
01 DEPT OF HEALTH AND HUMAN SVCS							
11 DIVISION OF BEHAVIORAL HEALTH							
04 BUR COHNTY MENTAL HEALTH SVCS							
09 PROJECT DOLLARS & SENSE							
41 AUDIT FUND SET ASIDE							
92 GRANTS							
TOTAL				801	801	801	
ESTIMATED SOURCE OF FUNDS FOR				800,000	800,000	800,000	
PROJECT DOLLARS & SENSE							
00 FEDERAL FUNDS				800,801	800,801	800,801	
TOTAL				800,801			
05 HEALTH AND SOCIAL SERVICES							
01 DEPT OF HEALTH AND HUMAN SVCS							
11 DIVISION OF BEHAVIORAL HEALTH							
04 BUR COHNTY MENTAL HEALTH SVCS							
10 OLHSTEAD GRANT							
41 AUDIT FUND SET ASIDE							
90 CONTRACTS							
TOTAL				41	41	41	
ESTIMATED SOURCE OF FUNDS FOR				40,000	40,000	40,000	
OLHSTEAD GRANT							
00 FEDERAL FUNDS				40,041	40,041	40,041	
TOTAL				40,041			
05 HEALTH AND SOCIAL SERVICES							
01 DEPT OF HEALTH AND HUMAN SVCS							
11 DIVISION OF BEHAVIORAL HEALTH							
04 BUR COHNTY MENTAL HEALTH SVCS							
11 ELDER WRAP AROUND PROGRAM							
41 AUDIT FUND SET ASIDE							
91 GRANTS							
TOTAL				301	301	301	
ESTIMATED SOURCE OF FUNDS FOR				300,000	300,000	300,000	
OLHSTEAD GRANT							
00 FEDERAL FUNDS				300,301	300,301	300,301	
TOTAL				300,301			

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(CONT.)								
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(CONT.)								
(CONT.)								
05 HEALTH AND SOCIAL SERVICES								
01 DEPT OF HEALTH AND HUMAN SVCS								
11 DIVISION OF BEHAVIORAL HEALTH								
04 BUR COMMTY MENTAL HEALTH SVCS								
11 ELDER WRAP AROUND PROGRAM								
ESTIMATED SOURCE OF FUNDS FOR								
ELDER WRAP AROUND PROGRAM								
00 FEDERAL FUNDS								
TOTAL								
					300,301		300,301	
					300,301		300,301	
05 HEALTH AND SOCIAL SERVICES								
01 DEPT OF HEALTH AND HUMAN SVCS								
11 DIVISION OF BEHAVIORAL HEALTH								
04 BUR COMMTY MENTAL HEALTH SVCS								
12 NURSING FACILITY TRANSITION								
41 AUDIT FUND SET ASIDE								
91 GRANTS								
	D			401		401		
				400,000		400,000		
TOTAL								
ESTIMATED SOURCE OF FUNDS FOR								
NURSING FACILITY TRANSITION								
00 FEDERAL FUNDS								
TOTAL								
				400,401		400,401		
05 HEALTH AND SOCIAL SERVICES								
01 DEPT OF HEALTH AND HUMAN SVCS								
11 DIVISION OF BEHAVIORAL HEALTH								
04 BUR COMMTY MENTAL HEALTH SVCS								
15 DISASTER RESPONSE GRANT								
41 AUDIT FUND SET ASIDE								
91 GRANTS								
				100		100		
				99,899		99,899		
TOTAL								
ESTIMATED SOURCE OF FUNDS FOR								
DISASTER RESPONSE GRANT								
00 FEDERAL FUNDS								
TOTAL								
				99,999		99,999		
05 HEALTH AND SOCIAL SERVICES								
01 DEPT OF HEALTH AND HUMAN SVCS								
11 DIVISION OF BEHAVIORAL HEALTH								
05 GLENCLIFF HOME FOR THE ELDERLY								
01 PROFESSIONAL CARE								
10 PERSONAL SERVICES - PERMANENT								
18 OVERTIME								
19 HOLIDAY PAY								
20 CURRENT EXPENSES								
26 ORGANIZATIONAL DUES								
46 CONSULTANTS								
50 PERSONAL SERVICE-TEMP/APPOINTEE								
				3,673,818		3,779,510		
				43,272		41,549		
				73,645		73,645		
				341,992		397,901		
				173,209		6,000		
				173,209		157,229		
				142,010		142,010		

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05 HEALTH AND SOCIAL SERVICES					
01 DEPT OF HEALTH AND HUMAN SVCS					
11 DIVISION OF BEHAVIORAL HEALTH					
05 GLENCLIFF HOME FOR THE ELDERLY					
01 PROFESSIONAL CARE					
59 PART-TIME - BENEFITTED			614,120		627,065
60 BENEFITS			1,640,661		1,683,919
93 IN-SERVICE TRAINING			11,000		5,500
TOTAL				6,719,727	6,914,328
ESTIMATED SOURCE OF FUNDS FOR					
PROFESSIONAL CARE					
GENERAL FUND					
TOTAL				6,719,727	6,914,328
05 HEALTH AND SOCIAL SERVICES					
01 DEPT OF HEALTH AND HUMAN SVCS					
11 DIVISION OF BEHAVIORAL HEALTH					
05 GLENCLIFF HOME FOR THE ELDERLY					
02 CUSTODIAL CARE					
10 PERSONAL SERVICES - PERMANENT			684,143		701,683
18 OVERTIME			7,117		7,117
19 HOLIDAY PAY			13,850		13,850
20 CURRENT EXPENSES			171,404		200,127
21 FOOD INSTITUTIONS			264,044		295,759
59 PART-TIME - BENEFITTED			85,414		86,514
60 BENEFITS			292,494		299,391
TOTAL				1,518,466	1,604,441
ESTIMATED SOURCE OF FUNDS FOR					
CUSTODIAL CARE					
09 AGENCY INCOME					
GENERAL FUND					
TOTAL				1,518,466	1,604,441
05 HEALTH AND SOCIAL SERVICES					
01 DEPT OF HEALTH AND HUMAN SVCS					
11 DIVISION OF BEHAVIORAL HEALTH					
05 GLENCLIFF HOME FOR THE ELDERLY					
03 MAINTENANCE					
10 PERSONAL SERVICES - PERMANENT			490,995		502,425
18 OVERTIME			10,774		10,774
19 HOLIDAY PAY			5,743		5,743
20 CURRENT EXPENSES			142,407		142,407
23 HEAT, ELECTRICITY & WATER			172,133		172,133
30 EQUIPMENT NEW/REPLACEMENT			74,411		86,365
47 OWN FORCES MAINT. - BUILD.&GRNDS			16,529		4,890
48 CONTRACTAL MAINT. - BUILD.&GRNDS			36,696		105,335
59 PART-TIME - BENEFITTED			25,924		26,416
60 BENEFITS			197,371		201,856
TOTAL				1,172,983	1,260,544

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05 HEALTH AND SOCIAL SERVICES			(CONT.)		
01 DEPT OF HEALTH AND HUMAN SVCS			(CONT.)		
11 DIVISION OF BEHAVIORAL HEALTH			(CONT.)		
05 GLENCLIFF HOME FOR THE ELDERLY			(CONT.)		
05 MAINTENANCE					
ESTIMATED SOURCE OF FUNDS FOR					
MAINTENANCE				1,172,983	1,260,544
GENERAL FUND				1,172,983	1,260,544
TOTAL					
05 HEALTH AND SOCIAL SERVICES					
01 DEPT OF HEALTH AND HUMAN SVCS					
11 DIVISION OF BEHAVIORAL HEALTH					
05 GLENCLIFF HOME FOR THE ELDERLY					
04 ADMINISTRATION					
10 PERSONAL SERVICES - PERMANENT			238,685		244,439
12 SALARY OF THE SUPERINTENDENT			56,358		57,182
20 CURRENT EXPENSES			48,179		48,179
60 BENEFITS			109,165		111,599
70 IN-STATE TRAVEL			4,750		2,300
80 OUT-OF STATE TRAVEL			2,850		
TOTAL				459,987	463,699
ESTIMATED SOURCE OF FUNDS FOR					
ADMINISTRATION				459,987	463,699
GENERAL FUND				459,987	463,699
TOTAL					
05 HEALTH AND SOCIAL SERVICES					
01 DEPT OF HEALTH AND HUMAN SVCS					
11 DIVISION OF BEHAVIORAL HEALTH					
05 GLENCLIFF HOME FOR THE ELDERLY					
05 WORKER'S COMPENSATION					
92 AWARDS					
D			48,000		48,000
TOTAL				48,000	48,000
ESTIMATED SOURCE OF FUNDS FOR					
WORKER'S COMPENSATION				48,000	48,000
GENERAL FUND				48,000	48,000
TOTAL					
05 HEALTH AND SOCIAL SERVICES					
01 DEPT OF HEALTH AND HUMAN SVCS					
11 DIVISION OF BEHAVIORAL HEALTH					
05 GLENCLIFF HOME FOR THE ELDERLY					
06 UNEMPLOYMENT COMPENSATION					
90 UNEMPLOYMENT COMPENSATION					
D			1,000		1,000
TOTAL				1,000	1,000
ESTIMATED SOURCE OF FUNDS FOR					
UNEMPLOYMENT COMPENSATION					

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05 HEALTH AND SOCIAL SERVICES						
01 DEPT OF HEALTH AND HUMAN SVCS						
11 DIVISION OF BEHAVIORAL HEALTH						
05 GLENCLIFF HOME FOR THE ELDERLY						
06 UNEEMPLOYMENT COMPENSATION						
GENERAL FUND					1,000	1,000
TOTAL					1,000	1,000
05 HEALTH AND SOCIAL SERVICES						
01 DEPT OF HEALTH AND HUMAN SVCS						
11 DIVISION OF BEHAVIORAL HEALTH						
06 NEW HAMPSHIRE HOSPITAL						
01 ADMINISTRATION						
10 PERSONAL SERVICES - PERMANENT				1,372,000		1,405,487
12 PERSONAL SERVICES-UNCLASSIFIED				418,825		419,225
18 OVERTIME				16,721		16,708
19 HOLIDAY PAY				174,945		174,945
20 CURRENT EXPENSES				3,000		1,133
26 ORGANIZATIONAL DUES				109,050		159,455
30 EQUIPMENT NEW/REPLACEMENT				15,660		4,000
66 CONSULTANTS				669,014		140,784
60 BENEFITS				9,000		16,549
70 IN-STATE TRAVEL				10,000		681,444
80 OUT-OF STATE TRAVEL						10,132
TOTAL				2,798,832		2,868,217
ADMINISTRATION						
GENERAL FUND				2,798,832		2,868,217
TOTAL				2,798,832		2,868,217
05 HEALTH AND SOCIAL SERVICES						
01 DEPT OF HEALTH AND HUMAN SVCS						
11 DIVISION OF BEHAVIORAL HEALTH						
02 NHH-FACILITY/PATIENT SUPPORT						
10 PERSONAL SERVICES - PERMANENT				5,986,757		6,156,905
18 OVERTIME				176,229		181,516
19 HOLIDAY PAY				17,000		179,310
20 CURRENT EXPENSES				1,241,070		1,306,506
22 RENT&LEASES OTHER THAN STATE				70,600		76,275
23 HEAT, ELECTRICITY & WATER				1,485,590		1,455,105
24 MAINT. OTHER THAN BUIL.D. & GRNDS				152,000		170,000
47 OWN FORCES MAINT. - BUIL.D.&GRNDS				132,425		148,795
48 CONTRACTUAL MAINT. - BUIL.D.&GRNDS				289,125		265,393
59 PART-TIME - BENEFITTED				145,437		147,578
60 BENEFITS				2,362,607		2,449,578
90 MANAGEMENT SERVICES				1,542,736		1,606,494
TOTAL				13,662,180		14,016,704
ESTIMATED SOURCE OF FUNDS FOR						
NHH-FACILITY/PATIENT SUPPORT						

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05 HEALTH AND SOCIAL SERVICES				(CONT.)		
01 DEPT OF HEALTH AND HUMAN SVCS				(CONT.)		
11 DIVISION OF BEHAVIORAL HEALTH				(CONT.)		
06 NEW HAMPSHIRE HOSPITAL				(CONT.)		
02 NHH-FACILITY/PATIENT SUPPORT						
01 TRANSFERS FROM OTHER AGENCIES	I			620,374		630,036
05 AGENCY INCOME				24,000		
07 AGENCY INCOME	I			394,869		396,705
09 AGENCY INCOME	I			9,631		9,795
GENERAL FUND				12,613,306		12,982,168
TOTAL				13,662,180		14,016,704
05 HEALTH AND SOCIAL SERVICES						
01 DEPT OF HEALTH AND HUMAN SVCS						
11 DIVISION OF BEHAVIORAL HEALTH						
06 NEW HAMPSHIRE HOSPITAL						
03 ACUTE PSYCHIATRIC SERVICES						
10 PERSONAL SERVICES - PERMANENT				18,632,558		19,121,904
12 PERSONAL SERVICES-UNCLASSIFIED				1,351,570		1,351,770
18 OVERTIME				326,905		952,905
19 HOLIDAY PAY				356,000		356,000
20 CURRENT EXPENSES				1,416,972		529,600
46 CONSULTANTS				409,091		1,746,130
59 PART-TIME - BENEFITTED				234,762		451,091
60 BENEFITS				7,951,964		251,767
90 PSYCHIATRIC SERVICES				5,105,207		8,137,767
91 LAB SERVICES				187,766		5,140,409
92 EDUCATION & TRAINING				45,125		198,426
93 MANAGEMENT SERVICES				85,000		48,000
94 CHILDRENS TRANSPORTATION				13,400		89,303
98 YOUTH BENEFIT FUND	*			8,200		13,400
						8,405
* AMBULANCE FUND. THE COMMISSIONER OF HEALTH AND HUMAN SERVICES IS HEREBY DIRECTED THAT FUNDS APPROPRIATED IN 05-01-11-06-03, CLASS 94 BE USED FOR THE PURPOSE OF TRANSPORTING CHILDREN UNDER 11 YEARS OLD WHO ARE COMMITTED TO THE RECEIVING FACILITY IN ACCORDANCE WITH RSA 135-C:29,11.						
TOTAL				36,914,520		37,802,896
ESTIMATED SOURCE OF FUNDS FOR						
ACUTE PSYCHIATRIC SERVICES						
07 AGENCY INCOME	I			397,832		397,793
GENERAL FUND				36,516,688		37,405,103
TOTAL				36,914,520		37,802,896

		----- FISCAL YEAR 2004 -----		----- FISCAL YEAR 2005 -----	
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05 HEALTH AND SOCIAL SERVICES					
01 DEPT OF HEALTH AND HUMAN SVCS					
11 DIVISION OF BEHAVIORAL HEALTH					
06 NEW HAMPSHIRE HOSPITAL					
04 TRANSITIONAL HOUSING - M1					
10 PERSONAL SERVICES - PERMANENT					
18 OVERTIME PAY					
19 HOLIDAY PAY					
20 CURRENT EXPENSES					
21 FOOD INSTITUTIONS					
23 HEAT, ELECTRICITY & WATER					
30 EQUIPMENT NEW/REPLACEMENT					
41 AUDIT FUND SET ASIDE					
60 BENEFITS					
70 IN-STATE TRAVEL					
TOTAL		2,793,475	2,866,601		
ESTIMATED SOURCE OF FUNDS FOR		135,934	139,940		
TRANSITIONAL HOUSING - M1		90,000	92,700		
00 FEDERAL FUNDS		27,315	30,048		
07 AGENCY INCOME		6,000	6,000		
GENERAL FUND		26,650	27,316		
TOTAL		3,500	3,500		
05 HEALTH AND SOCIAL SERVICES		1,117,182	1,146,719		
01 DEPT OF HEALTH AND HUMAN SVCS		1,500	1,500		
11 DIVISION OF BEHAVIORAL HEALTH					
06 NEW HAMPSHIRE HOSPITAL					
05 ADULT BASIC EDUCATION					
20 CURRENT EXPENSES		1,103	1,103		
50 PERSONAL SERVICE-TEMP/APPOINTE		11,969	11,969		
60 BENEFITS		916	916		
TOTAL		13,988	13,988		
ESTIMATED SOURCE OF FUNDS FOR					
ADULT BASIC EDUCATION					
01 TRANSFERS FROM OTHER AGENCIES					
TOTAL		13,988	13,988		
05 HEALTH AND SOCIAL SERVICES					
01 DEPT OF HEALTH AND HUMAN SVCS					
11 DIVISION OF BEHAVIORAL HEALTH					
06 NEW HAMPSHIRE HOSPITAL					
06 WORKER'S COMPENSATION					
95 WC-MEDICAL		620,000	620,000		
99 WC-AWARDS		480,000	480,000		
TOTAL		1,100,000	1,100,000		
ESTIMATED SOURCE OF FUNDS FOR					
WORKER'S COMPENSATION					
GENERAL FUND		1,100,000	1,100,000		
TOTAL					

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05 HEALTH AND SOCIAL SERVICES					
01 DEPT OF HEALTH AND HUMAN SVCS					
11 DIVISION OF BEHAVIORAL HEALTH					
06 NEW HAMPSHIRE HOSPITAL					
06 WORKER'S COMPENSATION					
TOTAL		1,100,000		1,100,000	
05 HEALTH AND SOCIAL SERVICES					
01 DEPT OF HEALTH AND HUMAN SVCS					
11 DIVISION OF BEHAVIORAL HEALTH					
06 NEW HAMPSHIRE HOSPITAL					
07 UNEMPLOYMENT COMPENSATION					
90 UNEMPLOYMENT COMPENSATION		20,000		20,000	
TOTAL		20,000		20,000	
ESTIMATED SOURCE OF FUNDS FOR					
UNEMPLOYMENT COMPENSATION					
GENERAL FUND					
TOTAL		20,000		20,000	
TOTAL					
ESTIMATED SOURCE OF FUNDS FOR		173,496,471		177,044,113	
DIVISION OF BEHAVIORAL HEALTH					
FEDERAL FUNDS		55,981,876		56,303,973	
GENERAL FUND		115,347,688		118,583,852	
OTHER FUNDS		2,166,907		2,156,288	
TOTAL		173,496,471		177,044,113	
05 HEALTH AND SOCIAL SERVICES					
01 DEPT OF HEALTH AND HUMAN SVCS					
12 DIV OF ALCOHOL & DRG ABUSE P&R					
01 ADMINISTRATION & SUPPORT					
10 PERSONAL SERVICES - PERMANENT					
12 PERSONAL SERVICES-UNCLASSIFIED					
20 CURRENT EXPENSES					
60 BENEFITS					
70 IN-STATE TRAVEL					
TOTAL		373,325		381,394	
ESTIMATED SOURCE OF FUNDS FOR		140,326		143,836	
ADMINISTRATION & SUPPORT		5,638		5,778	
GENERAL FUND		190,051		194,335	
TOTAL		5,125		5,253	
TOTAL		714,465		730,596	
ESTIMATED SOURCE OF FUNDS FOR					
ADMINISTRATION & SUPPORT					
GENERAL FUND		714,465		730,596	
TOTAL		714,465		730,596	

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05 HEALTH AND SOCIAL SERVICES					
01 DEPT OF HEALTH AND HUMAN SVCS					
12 DIV OF ALCOHOL & DRG ABUSE P&R					
02 TREATMNT & PREVENT-STATE					
10 PERSONAL SERVICES - PERMANENT					
20 CURRENT EXPENSES					
24 MAINT.OTHER THAN BUIL.D. & GRNDS					
60 BENEFITS					
70 IN-STATE TRAVEL					
97 COMMUNITY PROGRAMS					
TOTAL			2,055,167	2,106,546	
ESTIMATED SOURCE OF FUNDS FOR			2,262,927	2,320,690	
TREATMNT & PREVENT-STATE					
02 TRS FROM DEPT TRANSPORTATION					
GENERAL FUND					
TOTAL			334,323	342,842	
			1,928,604	1,977,848	
			2,262,927	2,320,690	
06 HEALTH AND SOCIAL SERVICES					
01 DEPT OF HEALTH AND HUMAN SVCS					
12 DIV OF ALCOHOL & DRG ABUSE P&R					
03 TREATMNT & PREVENT-FED					
10 PERSONAL SERVICES - PERMANENT					
20 CURRENT EXPENSES					
22 RENT/LEASES OTHER THAN STATE					
26 ORGANIZATIONAL DUES					
30 EQUIPMENT NEW/REPLACEMENT					
40 INDIRECT COSTS					
41 AUDIT FUND SET ASIDE					
42 ADDITIONAL FRINGE BENEFITS					
46 CONSULTANTS					
50 PERSONAL SERVICE-TEMP/APPOINTEE					
59 PART-TIME - BENEFITTED					
60 BENEFITS					
70 IN-STATE TRAVEL					
80 OUT-OF STATE TRAVEL					
90 STAFF TRAINING					
97 COMMUNITY GRANTS					
TOTAL			5,981,829	6,161,284	
ESTIMATED SOURCE OF FUNDS FOR			6,852,315	7,052,264	
TREATMNT & PREVENT-FED					
06 FEDERAL FUNDS					
TOTAL			6,852,315	7,052,264	
			6,852,315	7,052,264	

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05 HEALTH AND SOCIAL SERVICES				
01 DEPT OF HEALTH AND HUMAN SVCS				
12 DIV OF ALCOHOL & DRG ABUSE P&R				
04 TIRRELL HOUSE				
10 PERSONAL SERVICES - PERMANENT				
18 OVERTIME		188,125		194,568
19 HOLIDAY PAY		13,000		13,000
20 CURRENT EXPENSES		2,500		2,500
21 FOOD INSTITUTIONS		10,250		10,506
22 RENTS&LEASES OTHER THAN STATE		19,000		19,000
23 HEAT, ELECTRICITY & WATER		1,000		1,000
50 PERSONAL SERVICE-TEMP/APPOINTEE		10,250		10,250
60 BENEFITS		22,794		22,794
70 IN-STATE TRAVEL		77,085		79,469
TOTAL		2,050		2,101
ESTIMATED SOURCE OF FUNDS FOR				
TIRRELL HOUSE				
09 AGENCY INCOME		346,054		355,188
GENERAL FUND				
TOTAL		346,054		355,188
05 HEALTH AND SOCIAL SERVICES				
01 DEPT OF HEALTH AND HUMAN SVCS				
12 DIV OF ALCOHOL & DRG ABUSE P&R				
05 WORKFORCE DEVELOPMENT				
20 CURRENT EXPENSES				
26 ORGANIZATIONAL DUES		2,000		500
70 IN-STATE TRAVEL		1,500		500
80 OUT-OF STATE TRAVEL		2,500		500
97 TRAINING		1,000		500
TOTAL		27,000		18,000
ESTIMATED SOURCE OF FUNDS FOR				
WORKFORCE DEVELOPMENT				
01 TRANSFERS FROM OTHER AGENCIES		34,000		20,000
03 REVOLVING FUNDS				
TOTAL		34,000		20,000
05 HEALTH AND SOCIAL SERVICES				
01 DEPT OF HEALTH AND HUMAN SVCS				
12 DIV OF ALCOHOL & DRG ABUSE P&R				
06 ALCOHOL EDUCATION PROGRAM				
10 PERSONAL SERVICES - PERMANENT				
20 CURRENT EXPENSES		30,118		39,410
60 BENEFITS		1,054		1,080
70 IN-STATE TRAVEL		14,104		14,582
80 OUT-OF STATE TRAVEL		820		841
TOTAL		1,230		1,261
ESTIMATED SOURCE OF FUNDS FOR				
WORKFORCE DEVELOPMENT				
01 TRANSFERS FROM OTHER AGENCIES		14,000		14,000
03 REVOLVING FUNDS		20,000		6,000
TOTAL		34,000		20,000

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05 HEALTH AND SOCIAL SERVICES					
01 DEPT OF HEALTH AND HUMAN SVCS					
12 DIV OF ALCOHOL & DRG ABUSE P&R					
08 DRUG FORFEITURE FUND					
					(CONT.)
					(CONT.)
					(CONT.)
03 REVOLVING FUNDS					
TOTAL				15,000	15,000
				15,000	
05 HEALTH AND SOCIAL SERVICES					
01 DEPT OF HEALTH AND HUMAN SVCS					
12 DIV OF ALCOHOL & DRG ABUSE P&R					
10 DISCRETIONARY DRUG FREE					
61 AUDIT FUND SET ASIDE				490	510
90 COMMUNITY PROGRAMS				489,510	509,490
TOTAL				490,000	510,000
ESTIMATED SOURCE OF FUNDS FOR					
DISCRETIONARY DRUG FREE					
00 FEDERAL FUNDS				490,000	510,000
TOTAL				490,000	510,000
05 HEALTH AND SOCIAL SERVICES					
01 DEPT OF HEALTH AND HUMAN SVCS					
12 DIV OF ALCOHOL & DRG ABUSE P&R					
11 DRUG/ALCOHOL SVCS INFO SYSTEM					
90 DRUG / ALCOHOL INFORMATION				37,500	37,500
TOTAL				37,500	37,500
ESTIMATED SOURCE OF FUNDS FOR					
DRUG/ALCOHOL SVCS INFO SYSTEM					
07 AGENCY INCOME				37,500	37,500
TOTAL				37,500	37,500
05 HEALTH AND SOCIAL SERVICES					
01 DEPT OF HEALTH AND HUMAN SVCS					
12 DIV OF ALCOHOL & DRG ABUSE P&R					
14 GOVERNOR'S COMMISSION					
90 COMMUNITY PROGRAMS				1,780,000	3,280,000
TOTAL				1,780,000	3,280,000

⁸ THE DEPARTMENT SHALL APPLY FOR A WAIVER OF THE MAINTENANCE OF EFFORT REQUIREMENT FOR THE FEDERAL SUBSTANCE ABUSE BLOCK GRANT IN PAU 05-01-12-03. UPON RECEIPT OF THE WAIVER, THE REMAINING FY2004 APPROPRIATION SHALL LAPSE TO STATE GENERAL FUND.

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(CONT.)					
05 HEALTH AND SOCIAL SERVICES					
01 DEPT OF HEALTH AND HUMAN SVCS					
12 DIV OF ALCOHOL & DRG ABUSE P&R					
14 GOVERNOR'S COMMISSION					
(CONT.)					
ESTIMATED SOURCE OF FUNDS FOR					
GOVERNOR'S COMMISSION					
GENERAL FUND					
TOTAL					
			1,780,000		3,280,000
			1,780,000		3,280,000
05 HEALTH AND SOCIAL SERVICES					
01 DEPT OF HEALTH AND HUMAN SVCS					
12 DIV OF ALCOHOL & DRG ABUSE P&R					
15 SIG ENHANCEMENT					
41 AUDIT SET ASIDE					
90 CONTRACTS					
			750		750
			750,000		750,000
TOTAL					
ESTIMATED SOURCE OF FUNDS FOR					
SIG ENHANCEMENT					
00 FEDERAL FUNDS					
TOTAL					
			750,750		750,750
			750,750		750,750
TOTAL					
			14,408,465		16,235,051
ESTIMATED SOURCE OF FUNDS FOR					
DIV OF ALCOHOL & DRG ABUSE P&R					
FEDERAL FUNDS					
GENERAL FUND					
OTHER FUNDS					
TOTAL					
			8,093,065		8,313,014
			4,737,979		6,312,488
			1,577,421		1,609,549
			14,408,465		16,235,051
05 HEALTH AND SOCIAL SERVICES					
01 DEPT OF HEALTH AND HUMAN SVCS					
13 DIV OF DEVELOPMENTAL SERVICES					
01 DEVELOPMENTAL SERVICES					
10 PERSONAL SERVICES-PERM. CLASSI					
12 PERSONAL SERVICES-UNCLASSIFIED					
20 PERSONAL EXPENSES					
20 ORGANIZATIONAL DUES					
40 INDIRECT COSTS					
41 AUDIT FUND SET ASIDE					
42 ADDITIONAL FRINGE BENEFITS					
60 BENEFITS					
70 IN-STATE TRAVEL					
80 OUT-OF STATE TRAVEL					
90 TRAINING					
91 CASE MANAGEMENT					
			998,262		1,023,662
			129,388		130,358
			50,130		51,383
			3,000		3,000
			11,366		12,177
			71,221		71,452
			22,063		23,981
			417,231		426,987
			23,901		24,499
			2,147		2,201
			3,189		3,189
			9,523,188		9,392,498

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05	HEALTH AND SOCIAL SERVICES				(CONT.)				
01	DEPT OF HEALTH AND HUMAN SVCS				(CONT.)				
13	DIV OF DEVELOPMENTAL SERVICES				(CONT.)				
01	DEVELOPMENTAL SERVICES				(CONT.)				
92	DAY PROGRAMS					43,950,159		43,215,100	
93	DD WAITLIST					6,600,000		5,000,000	
94	FAMILY SUPPORT					5,204,658		5,404,648	
95	COMMUNITY RESIDENCES					66,593,588		65,484,959	
96	CHRONICALLY ILL CHILDREN					597,132		10,983,820	
97	ACQUIRED BRAIN DISORDER					11,082,377		10,983,820	
98	ADD WAITLIST					300,000		300,000	
TOTAL	ESTIMATED SOURCE OF FUNDS FOR					145,582,990		146,072,537	
DEVELOPMENTAL SERVICES									
00	FEDERAL FUNDS					71,223,016		71,455,478	
01	TRANSFERS FROM OTHER AGENCIES					77,004		76,006	
GENERAL FUND						74,282,970		74,546,055	
TOTAL						145,582,990		146,072,537	
05	HEALTH AND SOCIAL SERVICES								
01	DEPT OF HEALTH AND HUMAN SVCS								
13	DIV OF DEVELOPMENTAL SERVICES								
02	NH DESIGNATED REC FACILITY								
10	PERSONAL SERVICES-PERM. CLASSI					710,161		730,379	
18	OVERTIME					39,000		39,000	
19	HOLIDAY PAY					24,500		24,500	
20	CURRENT EXPENSES					24,151		24,755	
21	FOOD INSTITUTIONS					20,501		20,501	
24	MAINT. OTHER THAN BULD.& GRNDS					9,637		9,637	
49	TRANSFERS TO OTHER STATE AGENCS					66,974		68,983	
50	PERSONAL SERVICE-TEMP/APPOINTE					43,729		43,729	
60	BENEFITS					289,600		297,080	
91	COMMUNITY TRAINING					551		551	
TOTAL	ESTIMATED SOURCE OF FUNDS FOR					1,228,804		1,259,115	
NH DESIGNATED REC FACILITY									
GENERAL FUND						1,228,804		1,259,115	
TOTAL						1,228,804		1,259,115	

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05 HEALTH AND SOCIAL SERVICES					
01 DEPT OF HEALTH AND HUMAN SVCS					
13 DIV OF DEVELOPMENTAL SERVICES					
03 MEDICAID COMPLIANCE					
10 PERSONAL SERVICES-PERM. CLASSI					
20 CURRENT EXPENSES					
30 EQUIPMENT NEW/REPLACEMENT					
41 AUDIT FUND SET ASIDE					
60 BENEFITS					
70 IN-STATE TRAVEL					
80 OUT-OF STATE TRAVEL					
TOTAL					
ESTIMATED SOURCE OF FUNDS FOR					
MEDICAID COMPLIANCE					
00 FEDERAL FUNDS					
TOTAL					
05 HEALTH AND SOCIAL SERVICES					
01 DEPT OF HEALTH AND HUMAN SVCS					
13 DIV OF DEVELOPMENTAL SERVICES					
04 MEDICAID TO SCHOOLS					
40 INDIRECT COSTS					
41 AUDIT FUND SET ASIDE					
97 MEDICAID PAYMENTS TO SCHOOLS					
TOTAL					
ESTIMATED SOURCE OF FUNDS FOR					
MEDICAID TO SCHOOLS					
00 FEDERAL FUNDS					
TOTAL					
05 HEALTH AND SOCIAL SERVICES					
01 DEPT OF HEALTH AND HUMAN SVCS					
13 DIV OF DEVELOPMENTAL SERVICES					
05 INFANT & TODDLER PROGRAM PT-C					
10 PERSONAL SERVICES-PERM. CLASSI					
20 CURRENT EXPENSES					
26 ORGANIZATIONAL DUES					
30 EQUIPMENT NEW/REPLACEMENT					
40 INDIRECT COSTS					
41 AUDIT FUND SET ASIDE					
42 ADDITIONAL FRINGE BENEFITS					
60 BENEFITS					
70 IN-STATE TRAVEL					
80 OUT-OF STATE TRAVEL					
90 GRANTS AND CONTRACTS					
TOTAL					

160,214	155,355	236,697	243,602
9,865	9,624		
10,000	10,000	236,697	243,602
244	237	236,697	243,602
59,279	57,481		
1,000	1,000		
3,000	3,000		

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05 HEALTH AND SOCIAL SERVICES				(CONT.)		
01 DEPT OF HEALTH AND HUMAN SVCS				(CONT.)		
13 DIV OF DEVELOPMENTAL SERVICES				(CONT.)		
05 INFANT & TODDLER PROGRAM PT-C						
ESTIMATED SOURCE OF FUNDS FOR						
INFANT & TODDLER PROGRAM PT-C						
00 FEDERAL FUNDS						
TOTAL					2,980,924	2,987,253
					2,980,924	2,987,253
05 HEALTH AND SOCIAL SERVICES						
01 DEPT OF HEALTH AND HUMAN SVCS						
13 DIV OF DEVELOPMENTAL SERVICES						
06 TBI IMPLEMENTATION GRANT						
41 AUDIT FUND SET ASIDE						
91 CONTRACTS						
TOTAL					200	
ESTIMATED SOURCE OF FUNDS FOR					199,197	
TBI IMPLEMENTATION GRANT						
00 FEDERAL FUNDS						
TOTAL					199,397	199,397
					199,397	199,397
					199,397	199,397
05 HEALTH AND SOCIAL SERVICES						
01 DEPT OF HEALTH AND HUMAN SVCS						
13 DIV OF DEVELOPMENTAL SERVICES						
08 WORKER'S COMPENSATION						
92 WORKERS COMPENSATION						
TOTAL					11,812	
ESTIMATED SOURCE OF FUNDS FOR						
WORKER'S COMPENSATION						
GENERAL FUND						
TOTAL					11,812	11,812
					11,812	11,812
					11,812	11,812
05 HEALTH AND SOCIAL SERVICES						
01 DEPT OF HEALTH AND HUMAN SVCS						
13 DIV OF DEVELOPMENTAL SERVICES						
09 SOCIAL SERVICES BLOCK GRANT DD						
41 AUDIT FUND SET ASIDE						
91 CONTRACTS						
TOTAL					1,001	
ESTIMATED SOURCE OF FUNDS FOR					999,230	
SOCIAL SERVICES BLOCK GRANT DD						
00 FEDERAL FUNDS						
TOTAL					1,000,231	1,000,231
					1,000,231	1,000,231
					1,000,231	1,000,231

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05 HEALTH AND SOCIAL SERVICES					
01 DEPT OF HEALTH AND HUMAN SVCS					
13 DIV OF DEVELOPMENTAL SERVICES					
10 NH BRAIN INJURY PROGRAM					
41 AUDIT FUND SET ASIDE	D	201		201	
90 COMMUNITY SERVICES		400,000		400,000	
TOTAL					
ESTIMATED SOURCE OF FUNDS FOR					
NH BRAIN INJURY PROGRAM					
00 FEDERAL FUNDS		400,201		400,201	
GENERAL FUND					
TOTAL					
		200,201		200,201	
		200,000		200,000	
		400,201		400,201	
TOTAL					
		174,666,233		175,199,479	
ESTIMATED SOURCE OF FUNDS FOR					
DIV OF DEVELOPMENTAL SERVICES					
FEDERAL FUNDS		98,865,643		99,111,493	
GENERAL FUND		75,723,566		76,010,982	
OTHER FUNDS		77,004		77,004	
TOTAL					
		174,666,233		175,199,479	
05 HEALTH AND SOCIAL SERVICES					
01 DEPT OF HEALTH AND HUMAN SVCS					
14 DIV OF JUVENILE JUSTICE SVCS					
01 JUVENILE JUSTICE GRANTS					
01 OJJDP					
10 PERSONAL SERVICES - PERMANENT					
12 PERSONAL SERVICES-UNCLASSIFIED					
20 CURRENT EXPENSES		40,462		41,565	
26 ORGANIZATIONAL DUES		63,576		63,576	
30 EQUIPMENT NEW/REPLACEMENT		29,880		29,880	
41 AUDIT FUND SET ASIDE	D	2,000		2,000	
42 ADDITIONAL SERVICE BENEFITS	D	7,000		7,000	
50 PERSONAL SERVICE TEMP/APPOINTEE		907		907	
59 PARITIME - BENEFITTED		4,734		4,798	
70 BENEFITS		13,171		13,171	
80 ON-SITE TRAVEL		41,165		41,165	
81 ON-SITE STATE TRAVEL		56,733		55,141	
91 FORMULA GRANT		10,000		10,000	
92 TITLE V GRANT		15,000		15,000	
95 CHALLENGE GRANT		526,971		525,712	
97 ADVISORY BOARD		100,000		100,000	
TOTAL		87,500		87,500	
ESTIMATED SOURCE OF FUNDS FOR					
OJJDP		1,027,599		1,027,915	
00 FEDERAL FUNDS					
GENERAL FUND		906,500		906,500	
		121,099		121,415	

----- FISCAL YEAR 2004 -----		----- FISCAL YEAR 2005 -----	
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(CONT.)			
TOTAL		1,027,599	1,027,915
05 HEALTH AND SOCIAL SERVICES			
01 DEPT OF HEALTH AND HUMAN SVCS			
14 DIV OF JUVENILE JUSTICE SVCS			
01 JUVENILE JUSTICE GRANTS			
01 OJJD			
TOTAL			
05 HEALTH AND SOCIAL SERVICES			
01 DEPT OF HEALTH AND HUMAN SVCS			
14 DIV OF JUVENILE JUSTICE SVCS			
01 JUVENILE JUSTICE GRANTS			
02 JA1BG			
10 PERSONAL SERVICES - PERMANENT			
18 OVERTIME			
20 CURRENT EXPENSES			
30 EQUIPMENT NEW/REPLACEMENT			
40 INDIRECT COSTS			
41 AUDIT FUND SET ASIDE			
42 ADDITIONAL FRINGE BENEFITS			
59 PART-TIME - BENEFITTED			
60 BENEFITS			
70 IN-STATE TRAVEL			
80 OUT-OF STATE TRAVEL			
90 JA1BG GRANTS			
91 DRUG TESTING			
92 CONTRACTS			
93 DATA SYSTEM			
97 ADVISORY BOARD			
TOTAL		1,637,200	1,637,200
ESTIMATED SOURCE OF FUNDS FOR			
JA1BG			
00 FEDERAL FUNDS		1,637,200	1,637,200
TOTAL		1,637,200	1,637,200
05 HEALTH AND SOCIAL SERVICES			
01 DEPT OF HEALTH AND HUMAN SVCS			
14 DIV OF JUVENILE JUSTICE SVCS			
02 BUREAU OF JUVENILE FIELD SVCS			
01 JUVENILE FIELD SERVICES			
10 PERSONAL SERVICES - PERMANENT			
12 PERSONAL SERVICES-UNCLASSIFIED			
18 OVERTIME			
20 CURRENT EXPENSES			
23 HEAT, ELECTRICITY & WATER			
26 ORGANIZATIONAL DUES			
30 EQUIPMENT NEW/REPLACEMENT			
40 INDIRECT COSTS			
41 AUDIT FUND SET ASIDE			
42 ADDITIONAL FRINGE BENEFITS			
59 PART-TIME - BENEFITTED			
TOTAL		3,537,137	3,645,938
ESTIMATED SOURCE OF FUNDS FOR			
JA1BG			
00 FEDERAL FUNDS		1,637,200	1,637,200
TOTAL		1,637,200	1,637,200
ESTIMATED SOURCE OF FUNDS FOR			
JA1BG			
00 FEDERAL FUNDS		1,637,200	1,637,200
TOTAL		1,637,200	1,637,200

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05 HEALTH AND SOCIAL SERVICES						
01 DEPT OF HEALTH AND HUMAN SVCS				(CONT.)		
14 DIV OF JUVENILE JUSTICE SVCS				(CONT.)		
02 BUREAU OF JUVENILE FIELD SVCS				(CONT.)		
01 JUVENILE FIELD SERVICES				(CONT.)		
60 BENEFITS				1,365,987		1,406,289
70 IN-STATE TRAVEL				200,000		206,000
80 OUT-OF STATE TRAVEL				14,280		14,637
93 TRANSPORTATION OF STUDENTS				10,736		11,004
TOTAL				5,568,309		5,722,235
ESTIMATED SOURCE OF FUNDS FOR						
JUVENILE FIELD SERVICES						
00 FEDERAL FUNDS				2,348,609		2,376,340
GENERAL FUND				3,219,700		3,345,895
TOTAL				5,568,309		5,722,235
05 HEALTH AND SOCIAL SERVICES						
01 DEPT OF HEALTH AND HUMAN SVCS						
14 DIV OF JUVENILE JUSTICE SVCS						
03 OFFICE OF THE DIRECTOR						
01 DIRECTOR'S OFFICE						
10 PERSONAL SERVICES - PERMANENT				198,540		202,474
11 SALARY OF COMMISSIONER				84,232		84,232
12 PERSONAL SERVICES-UNCLASSIFIED				67,134		70,693
20 CURRENT EXPENSES				15,838		15,889
22 RENTS&LEASES OTHER THAN STATE				3,270		3,352
26 ORGANIZATIONAL DUES				2,500		2,583
30 EQUIPMENT NEW/REPLACEMENT				2,920		3,085
40 INDIRECT COSTS				1,704		1,810
41 AUDIT FUND SET ASIDE				5,420		140
42 ADDITIONAL FRINGE BENEFITS				10,802		5,119
46 CONSULTANTS				129,466		132,530
70 BENEFITS				129,466		132,530
70 IN-STATE TRAVEL				4,500		6,182
80 OUT-OF STATE TRAVEL				4,500		6,182
90 ADVISORY BOARD				2,327		2,385
97 ADVISORY BOARD				1,230		1,261
TOTAL				534,863		546,285
ESTIMATED SOURCE OF FUNDS FOR						
DIRECTOR'S OFFICE						
00 FEDERAL FUNDS				114,704		115,265
05 PRIVATE LOCAL FUNDS				99,517		102,233
GENERAL FUND				320,642		328,787
TOTAL				534,863		546,285

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05 HEALTH AND SOCIAL SERVICES								
01 DEPT OF HEALTH AND HUMAN SVCS								
14 DIV OF JUVENILE JUSTICE SVCS								
03 OFFICE OF THE DIRECTOR								
02 ADMINISTRATION								
10 PERSONAL SERVICES - PERMANENT								
18 OVERTIME								
20 CURRENT EXPENSES								
22 RENT&LEASES OTHER THAN STATE								
26 ORGANIZATIONAL DUES								
30 EQUIPMENT NEW/REPLACEMENT								
40 INDIRECT COSTS								
E								
41 AUDIT FUND SET ASIDE								
D								
42 ADDITIONAL FRINGE BENEFITS								
50 PERSONAL SERVICE-TEMP/APPOINTE								
60 BENEFITS								
70 IN-STATE TRAVEL								
80 OUT OF STATE TRAVEL								
90 TRAINING								
91 PAROLE BOARD COSTS								
TOTAL				625,639	641,061			
ESTIMATED SOURCE OF FUNDS FOR								
ADMINISTRATION								
00 FEDERAL FUNDS								
05 PRIVATE LOCAL FUNDS								
GENERAL FUND								
TOTAL				110,196	110,751			
				133,210	136,778			
				382,233	393,532			
				625,639	641,061			
05 HEALTH AND SOCIAL SERVICES								
01 DEPT OF HEALTH AND HUMAN SVCS								
14 DIV OF JUVENILE JUSTICE SVCS								
03 OFFICE OF THE DIRECTOR								
03 HEALTH SERVICES								
10 PERSONAL SERVICES-PERM. CLASSI								
18 OVERTIME								
19 HOLIDAY PAY								
20 CURRENT EXPENSES								
22 RENT&LEASES OTHER THAN STATE								
26 ORGANIZATIONAL DUES								
30 EQUIPMENT NEW/REPLACEMENT								
42 ADDITIONAL FRINGE BENEFITS								
D								
45 PERSONNEL SERVICES/NON BENEFIT								
46 CONSULTANTS								
49 TRANSFERS TO OTHER STATE AGENCS								
D								
50 PERSONAL SERVICE-TEMP/APPOINTE								
60 BENEFITS								
70 IN-STATE TRAVEL								
80 OUT-OF STATE TRAVEL								
90 TRAINING								
TOTAL				707,124	707,524			
				27,500	28,345			
				27,500	28,345			
				50,000	51,500			
				2,000	2,060			
				300	309			
				10,000	10,250			
				10,657	10,663			
				13,000	13,780			
				73,111	77,500			
				150,000	164,900			
				288,106	289,064			
				1,200	1,236			
				1,200	1,236			
				2,327	2,385			
TOTAL				1,444,025	1,471,497			

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05 HEALTH AND SOCIAL SERVICES								
01 DEPT OF HEALTH AND HUMAN SVCS								
14 DIV OF JUVENILE JUSTICE SVCS								
03 OFFICE OF THE DIRECTOR								
03 HEALTH SERVICES								
ESTIMATED SOURCE OF FUNDS FOR								
HEALTH SERVICES								
05 PRIVATE LOCAL FUNDS								
GENERAL FUND								
TOTAL								
					342,247		349,126	
					1,101,778		1,122,371	
					1,444,025		1,471,497	
05 HEALTH AND SOCIAL SERVICES								
01 DEPT OF HEALTH AND HUMAN SVCS								
14 DIV OF JUVENILE JUSTICE SVCS								
03 OFFICE OF THE DIRECTOR								
04 QUALITY IMPROVEMENT/TRAINING								
10 PERSONAL SERVICES-PERM. CLASSII								
12 PERSONAL SERVICES-UNCLASSIFIED								
20 CURRENT EXPENSES								
26 ORGANIZATIONAL DUES								
30 EQUIPMENT NEW/REPLACEMENT								
40 INDIRECT COSTS								
42 ADDITIONAL FRINGE BENEFITS								
60 BENEFITS								
70 IN-STATE TRAVEL								
80 OUT-OF STATE TRAVEL								
91 INSTITUTIONAL STAFF TRAINING								
TOTAL								
					125,495		125,677	
					63,444		66,871	
					10,000		10,250	
					500		513	
					8,400		8,652	
					222		236	
					2,583		2,647	
					69,907		71,242	
					2,200		2,255	
					2,000		2,050	
					716		734	
TOTAL					285,467		291,127	
ESTIMATED SOURCE OF FUNDS FOR								
QUALITY IMPROVEMENT/TRAINING								
05 PRIVATE LOCAL FUNDS								
GENERAL FUND								
TOTAL								
					71,367		72,783	
					216,100		218,344	
					285,467		291,127	
05 HEALTH AND SOCIAL SERVICES								
01 DEPT OF HEALTH AND HUMAN SVCS								
14 DIV OF JUVENILE JUSTICE SVCS								
03 OFFICE OF THE DIRECTOR								
05 WORKER'S COMPENSATION								
99 WORKERS COMPENSATION								
TOTAL					667,986		691,027	
ESTIMATED SOURCE OF FUNDS FOR								
WORKER'S COMPENSATION								
05 PRIVATE LOCAL FUNDS								
GENERAL FUND								
TOTAL								
					114,694		118,885	
					553,292		572,142	
					667,986		691,027	

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05 HEALTH AND SOCIAL SERVICES					
01 DEPT OF HEALTH AND HUMAN SVCS					
14 DIV OF JUVENILE JUSTICE SVCS					
03 OFFICE OF THE DIRECTOR					
06 UNEMPLOYMENT COMPENSATION					
90 UNEMPLOYMENT COMPENSATION					
TOTAL		17,046	17,557		
ESTIMATED SOURCE OF FUNDS FOR					
UNEMPLOYMENT COMPENSATION					
05 PRIVATE LOCAL FUNDS					
GENERAL FUND					
TOTAL		17,046	17,557		
05 HEALTH AND SOCIAL SERVICES					
01 DEPT OF HEALTH AND HUMAN SVCS					
14 DIV OF JUVENILE JUSTICE SVCS					
04 YOUTH DEVELOPMENT CENTER					
01 CUSTODIAL CARE					
10 PERSONAL SERVICES - PERMANENT					
18 OVERTIME		235,924	244,091		
19 HOLIDAY PAY		1,300	1,335		
20 CURRENT EXPENSES		4,250	4,375		
21 FOOD INSTITUTIONS		60,000	62,000		
22 RENT&LEASES OTHER THAN STATE		300,000	306,150		
26 ORGANIZATIONAL DUES		1,000	1,025		
30 EQUIPMENT NEW/REPLACEMENT		200	205		
40 INDIRECT COSTS		15,000	15,450		
42 ADDITIONAL FRINGE BENEFITS		220	234		
50 PERSONAL		10,000	3,539		
60 BENEFITS		16,438	10,250		
70 IN-STATE TRAVEL		90,604	16,849		
80 OUT-OF STATE TRAVEL		550	93,716		
90 TRAINING		600	563		
TOTAL		1,361	615		
TOTAL		740,868	761,793		
ESTIMATED SOURCE OF FUNDS FOR					
CUSTODIAL CARE					
05 PRIVATE LOCAL FUNDS					
07 AGENCY INCOME					
GENERAL FUND					
TOTAL		136,867	141,231		
TOTAL		203,446	207,575		
TOTAL		740,868	761,793		

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05 HEALTH AND SOCIAL SERVICES								
01 DEPT OF HEALTH AND HUMAN SVCS								
14 DIV OF JUVENILE JUSTICE SVCS								
04 YOUTH DEVELOPMENT CENTER								
02 MAINTENANCE								
10 PERSONAL SERVICES - PERMANENT								
12 PERSONAL SERVICES-UNCLASSIFIED								
18 OVERTIME								
19 HOLIDAY PAY								
20 CURRENT EXPENSES								
23 HEAT, ELECTRICITY & WATER								
24 MAINT-OTHER THAN BUILD.& GRNDS								
30 EQUIPMENT NEW/REPLACEMENT								
42 ADDITIONAL FRINGE BENEFITS								
47 OWN FORCES MAINT. -BUILD.&GRNDS								
48 CONTRACTUAL MAINT. -BUILD&GRNDS								
50 PERSONAL SERVICE-TEMP/APPOINTEE								
60 BENEFITS								
70 IN-STATE TRAVEL								
80 OUT-OF STATE TRAVEL								
90 TRAINING								
TOTAL								
ESTIMATED SOURCE OF FUNDS FOR								
MAINTENANCE								
05 PRIVATE LOCAL FUNDS								
GENERAL FUND								
TOTAL								
05 HEALTH AND SOCIAL SERVICES								
01 DEPT OF HEALTH AND HUMAN SVCS								
14 DIV OF JUVENILE JUSTICE SVCS								
04 YOUTH DEVELOPMENT CENTER								
03 REHABILITATIVE PROGRAMS								
10 PERSONAL SERVICES - PERMANENT								
12 PERSONAL SERVICES-UNCLASSIFIED								
18 OVERTIME								
19 HOLIDAY PAY								
20 CURRENT EXPENSES								
22 RENTS&LEASES OTHER THAN STATE								
26 ORGANIZATIONAL DUES								
30 EQUIPMENT NEW/REPLACEMENT								
40 INDIRECT COSTS								
42 ADDITIONAL FRINGE BENEFITS								
50 PERSONAL SERVICE-TEMP/APPOINTEE								
60 BENEFITS								
70 IN-STATE TRAVEL								
80 OUT-OF STATE TRAVEL								
90 YOUTH BENEFITS								
92 TRAINING								
93 TRANSPORTATION OF STUDENTS								
95 RESIDENT ACTIVITIES								
					376,399		387,420	
					66,471		66,671	
					18,000		18,540	
					6,000		95,180	
					90,000		339,900	
					330,000		10,250	
					10,000		88,000	
					85,000		6,492	
					6,329		15,375	
					15,000		82,000	
					80,000		15,450	
					15,000		178,342	
					173,890		7,688	
					7,500		1,025	
					1,000		2,569	
					2,506			
					1,283,095		1,318,902	

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05 HEALTH AND SOCIAL SERVICES					
01 DEPT OF HEALTH AND HUMAN SVCS					
14 DIV OF JUVENILE JUSTICE SVCS					
04 YOUTH DEVELOPMENT CENTER					
04 REHABILITATIVE EDUCATION					
92 YEAR ROUND SCHOOLING				1	1
94 EDUCATIONAL MATERIALS				74,554	76,543
TOTAL				2,490,616	2,500,010
ESTIMATED SOURCE OF FUNDS FOR					
REHABILITATIVE EDUCATION					
05 PRIVATE LOCAL FUNDS				529,543	538,307
05 AGENCY INCOME				322,404	326,794
GENERAL FUND				1,638,669	1,634,909
TOTAL				2,490,616	2,500,010
05 HEALTH AND SOCIAL SERVICES					
01 DEPT OF HEALTH AND HUMAN SVCS					
14 DIV OF JUVENILE JUSTICE SVCS					
05 YOUTH SERVICES CENTER					
01 JUVENILE DETENTION UNIT					
10 PERSONAL SERVICES - PERMANENT					
18 OVERTIME				975,901	998,768
19 HOLIDAY PAY				35,000	36,050
20 CURRENT EXPENSES				35,000	36,050
22 RENTS&LEASES OTHER THAN STATE				11,182	11,462
23 HEAT, ELECTRICITY & WATER				2,154	2,207
26 ORGANIZATIONAL DUES				51,033	52,309
30 EQUIPMENT NEW/REPLACEMENT				500	515
40 INDIRECT COSTS				4,250	4,431
42 ADDITIONAL FRINGE BENEFITS				301	320
49 TRANSFERS TO OTHER STATE AGENCS				13,588	13,957
50 PERSONAL SERVICE-TEMP/APPOINTE				70,403	72,515
60 BENEFITS				40,000	41,000
70 IN-STATE TRAVEL				376,618	385,378
80 OUT-OF-STATE TRAVEL				1,000	1,030
90 OUTING BENEFITS				1,000	1,030
91 TRAINING				5,201	5,333
				5,191	5,321
TOTAL				1,628,322	1,667,676
ESTIMATED SOURCE OF FUNDS FOR					
JUVENILE DETENTION UNIT					
05 PRIVATE LOCAL FUNDS				416,815	427,064
GENERAL FUND				1,211,507	1,247,612
TOTAL				1,628,322	1,667,676

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05 HEALTH AND SOCIAL SERVICES			
01 DEPT OF HEALTH AND HUMAN SVCS			
14 DIV OF JUVENILE JUSTICE SVCS			
05 YOUTH SERVICES CENTER			
02 SPECIAL ED PROGRAM			
10 PERSONAL SERVICES - PERMANENT			
18 OVERTIME	1,525,346	1,553,418	
19 HOLIDAY PAY	35,000	35,000	
20 CURRENT EXPENSES	20,000	20,000	
22 RENT&LEASES OTHER THAN STATE	19,142	19,142	
23 HEAT, ELECTRICITY & WATER	2,455	2,511	
24 MAINT. OTHER THAN BUILD. & GRNDS	102,067	104,619	
26 ORGANIZATIONAL DUES	5,203	5,333	
30 EQUIPMENT NEW/REPLACEMENT	1,500	1,545	
42 ADDITIONAL FRINGE BENEFITS	30,595	31,360	
44 TRANSFERS TO OTHER STATE AGENCS	22,600	23,118	
50 PERSONNEL SERVICE-TEMP/APPOINTE	140,805	145,029	
60 BENEFITS	73,000	75,500	
70 IN-STATE TRAVEL	590,313	600,891	
80 OUT-OF-STATE TRAVEL	4,350	4,459	
90 YOUTH BENEFITS	1,500	1,545	
91 TRAINING	5,200	5,331	
94 EDUCATIONAL MATERIALS	8,055	8,256	
TOTAL	15,310	15,550	
ESTIMATED SOURCE OF FUNDS FOR	2,602,441	2,653,291	
SPECIAL ED PROGRAM			
00 FEDERAL FUNDS	.	200,000	
05 PRIVATE LOCAL FUNDS	630,433	643,426	
09 AGENCY INCOME	1,341,666	1,373,748	
GENERAL FUND	630,364	436,117	
TOTAL	2,602,441	2,653,291	
05 HEALTH AND SOCIAL SERVICES			
01 DEPT OF HEALTH AND HUMAN SVCS			
14 DIV OF JUVENILE JUSTICE SVCS			
05 YOUTH SERVICES CENTER			
03 TOBEY SCHOOL RECYCLING			
10 PERSONAL SERVICES - PERMANENT			
22 RENT&LEASES OTHER THAN STATE	21,800	22,650	
24 MAINT. OTHER THAN BUILD. & GRNDS	6,048	6,300	
42 ADDITIONAL FRINGE BENEFITS	5,150	5,305	
60 BENEFITS	1,265	1,315	
70 IN-STATE TRAVEL	8,066	8,381	
90 STUDENT WAGES	5,665	5,835	
TOTAL	21,990	22,651	
ESTIMATED SOURCE OF FUNDS FOR	69,984	72,437	
TOBEY SCHOOL RECYCLING			
07 AGENCY INCOME	69,984	72,437	
TOTAL	69,984	72,437	

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05 HEALTH AND SOCIAL SERVICES					
01 DEPT OF HEALTH AND HUMAN SVCS					
14 DIV OF JUVENILE JUSTICE SVCS					
06 YDC/YSC GRANTS					
03 DOJ - SUBSTANCE ABUSE					
07 AGENCY INCOME	I	50,000		50,000	
GENERAL FUND		16,665		16,665	
TOTAL		66,665		66,665	
05 HEALTH AND SOCIAL SERVICES					
01 DEPT OF HEALTH AND HUMAN SVCS					
14 DIV OF JUVENILE JUSTICE SVCS					
06 YDC/YSC GRANTS					
04 CHAPTER J - IDEA					
20 CURRENT EXPENSES		5,308		5,468	
30 EQUIPMENT NEW/REPLACEMENT		12,700		13,081	
40 INDIRECT COSTS		1,460		866	
50 PERSONAL SERVICE-TEMP/APPOINTE	E	11,240		11,552	
60 BENEFITS		862		884	
TOTAL		31,000		31,871	
ESTIMATED SOURCE OF FUNDS FOR					
CHAPTER J - IDEA		31,000		31,871	
09 AGENCY INCOME	I	31,000		31,871	
TOTAL					
TOTAL		26,074,110		26,629,349	
ESTIMATED SOURCE OF FUNDS FOR					
DIV OF JUVENILE JUSTICE SVCS		5,117,209		5,346,056	
FEDERAL FUNDS		14,495,046		14,673,101	
GENERAL FUND		6,461,855		6,610,192	
OTHER FUNDS		26,074,110		26,629,349	
TOTAL					
TOTAL		1716,711,810		1743,317,210	
ESTIMATED SOURCE OF FUNDS FOR					
DEPT OF HEALTH AND HUMAN SVCS		839,943,483		853,058,038	
FEDERAL FUNDS		618,312,673		619,247,892	
GENERAL FUND		258,435,652		271,011,276	
OTHER FUNDS		1716,711,810		1743,317,210	
TOTAL					

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05 HEALTH AND SOCIAL SERVICES								
02 VETERANS HOME								
01 VETS HOME CUSTODIAL CARE								
10 PERSONAL SERVICES - PERMANENT								
18 OVERTIME								
19 HOLIDAY PAY								
20 CURRENT EXPENSES								
21 FOOD INSTITUTIONS								
23 HEAT, ELECTRICITY & WATER								
24 MAINT. OTHER THAN BUILD. & GRNDS								
26 ORGANIZATIONAL DUES								
30 EQUIPMENT NEW/REPLACEMENT								
41 AUDIT FUND SET ASIDE								
47 OWN FORCES MAINT. - BUILD.&GRNDS								
48 CONTRACTUAL MAINT. - BUILD&GRNDS								
50 PERSONAL SERVICE-TEMP/APPOINTEE								
60 BENEFITS								
70 IN-STATE TRAVEL								
90 UNIFORMS								
TOTAL								
ESTIMATED SOURCE OF FUNDS FOR								
VETS HOME CUSTODIAL CARE								
00 FEDERAL FUNDS								
09 AGENCY INCOME								
GENERAL FUND								
TOTAL								
1,493,750								
16,628								
15,894								
128,982								
368,093								
403,904								
54,250								
152								
14,850								
875								
69,440								
21,701								
26,165								
566,723								
4,935								
6,144								
3,192,486								
3,372,831								
1,215,596								
1,483,406								
673,829								
3,372,831								

DURING THE BIENNIIUM ENDING JUNE 30, 2005, IF PROJECTED REVENUES TO THE VETERANS HOME FROM MEMBERS EXCESS INCOME AND VETERANS ADMINISTRATION PER DIEM PAYMENTS EXCEED THE AMOUNT ESTIMATED, SAID PROJECTED INCREASE MAY BE EXPENDED WITH PRIOR APPROVAL OF THE GOVERNOR AND COUNCIL

IF ACTUAL REVENUE RECEIVED FROM MEMBERS EXCESS INCOME AND VETERANS ADMINISTRATION PER DIEM PAYMENTS IS LESS THAN THE AMOUNTS ESTIMATED, THE TOTAL APPROPRIATION FOR THE VETERANS HOME SHALL NOT BE REDUCED AND SHALL BE AVAILABLE FOR EXPENDITURE AS BUDGETED.

----- FISCAL YEAR 2004 ----- FISCAL YEAR 2005 -----

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 05 HEALTH AND SOCIAL SERVICES
 02 VETERANS HOME
 02 VETS HOME PROFESSIONAL CARE

10 PERSONAL SERVICES - PERMANENT	6,474,343	6,670,364
11 SALARY OF COMMANDANT	77,456	77,456
18 OVERTIME	32,074	32,745
19 HOLIDAY PAY	153,190	164,211
20 CURRENT EXPENSES	1,098,963	1,342,671
24 MAINT. OTHER THAN BUILD. & GRNDS	4,847	5,089
26 ORGANIZATIONAL DUES	3,360	4,788
30 EQUIPMENT NEW/REPLACEMENT	286,292	112,791
41 AUDIT FUND SET ASIDE	1,942	2,040
46 CONSULTANTS	151,017	153,859
50 PERSONAL SERVICE-TEMP/APPOINTE	237,335	282,327
60 BENEFITS	2,510,869	2,591,240
70 IN-STATE TRAVEL	6,762	7,100
80 OUT-OF-STATE TRAVEL	13,021	13,671
90 IN-SERVICE TRAINING	22,938	29,413
92 COMPUTER PROGRAM UPDATE	37,668	23,990
93 FY2003 DRUG COSTS	330,000	23,990
TOTAL	11,471,080	11,537,945
ESTIMATED SOURCE OF FUNDS FOR		
VETS HOME PROFESSIONAL CARE		
00 FEDERAL FUNDS	3,793,444	3,926,779
09 AGENCY INCOME	4,609,188	4,791,894
GENERAL FUND	3,068,448	2,819,272
TOTAL	11,471,080	11,537,945

AS PART OF THE PLANNED EXPANSION THE VETERANS HOME SHALL MOVE AS EXPEDIENTLY AS POSSIBLE TO ESTABLISH AN IN-HOUSE PHARMACY WHICH WILL UTILIZE THE US DEPARTMENT OF VETERANS AFFAIRS PHARMACY PROGRAM FOR THE BENEFIT OF THE HOME'S RESIDENTS.

05 HEALTH AND SOCIAL SERVICES
 02 VETERANS HOME
 03 WORKERS COMPENSATION

92 WORKERS COMP	139,416	139,416
TOTAL	139,416	139,416
ESTIMATED SOURCE OF FUNDS FOR		
WORKERS COMPENSATION		

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05 HEALTH AND SOCIAL SERVICES						
02 VETERANS HOME						
03 WORKERS COMPENSATION						
						(CONT.)
						(CONT.)
GENERAL FUND					139,416	139,416
TOTAL					139,416	139,416
05 HEALTH AND SOCIAL SERVICES						
02 VETERANS HOME						
04 UNEMPLOYMENT COMPENSATION						
90 UNEMPLOYMENT COMP					3,200	3,200
TOTAL					3,200	3,200
ESTIMATED SOURCE OF FUNDS FOR						
UNEMPLOYMENT COMPENSATION						
GENERAL FUND					3,200	3,200
TOTAL					3,200	3,200
TOTAL					14,806,182	15,053,392
ESTIMATED SOURCE OF FUNDS FOR						
VETERANS HOME					4,966,364	5,142,375
FEDERAL FUNDS					3,854,260	3,635,717
GENERAL FUND					6,007,578	6,275,300
OTHER FUNDS					14,806,182	15,053,392
TOTAL						
05 HEALTH AND SOCIAL SERVICES						
03 VETERANS COUNCIL						
01 VETERANS COUNCIL						
10 PERSONAL SERVICES - PERMANENT					128,553	131,836
11 SALARY OF DIRECTOR					59,763	59,763
20 CURRENT EXPENSES					13,500	14,000
22 RENTALS OTHER THAN STATE					3,500	4,100
24 RENTALS OTHER THAN BUILD. & GRNDS					2,750	3,000
30 ORGANIZATIONAL DUES					400	400
50 EQUIPMENT NEW/REPLACEMENT					500	3,100
60 BENEFITS					69,677	70,891
70 IN-STATE TRAVEL					7,500	7,500
80 OUT-OF STATE TRAVEL					3,000	3,000
90 TRAINING MATERIALS & SUPPLY					1,000	1,000
TOTAL					290,143	298,590
ESTIMATED SOURCE OF FUNDS FOR						
VETERANS COUNCIL						

----- FISCAL YEAR 2004 -----			----- FISCAL YEAR 2005 -----		
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(CONT.)					
05 HEALTH AND SOCIAL SERVICES					
03 VETERANS COUNCIL					
01 VETERANS COUNCIL					
(CONT.)					
(CONT.)					
GENERAL FUND			290,143	298,590	
TOTAL			290,143	298,590	
TOTAL			290,143	298,590	
ESTIMATED SOURCE OF FUNDS FOR					
VETERANS COUNCIL					
GENERAL FUND			290,143	298,590	
TOTAL			290,143	298,590	
05 HEALTH AND SOCIAL SERVICES					
05 HHS-ADMIN ATTACHED BOARDS					
01 MEDICINE, BOARD OF					
01 ADMINISTRATION & SUPPORT					
10 PERSONAL SERVICES - PERMANENT			129,055		
20 CURRENT EXPENSES			42,900		
22 RENTS/LEASES OTHER THAN STATE			19,800		
26 ORGANIZATIONAL DUES			3,000		
30 EQUIPMENT NEW/REPLACEMENT			10,000		
46 CONSULTANTS			35,000		
49 TRANSFERS TO OTHER STATE AGENCIES			174,401		
50 PERSONAL SERVICE-TEMP/APPOINTEE			93,000		
59 PART-TIME - BENEFITTED			26,700		
60 BENEFITS			64,744		
70 IN-STATE TRAVEL			11,000		
80 OUT-OF STATE TRAVEL			11,250		
90 IMPAIRED PHYSICIANS			40,000		
TOTAL			647,849	660,850	
ESTIMATED SOURCE OF FUNDS FOR					
ADMINISTRATION & SUPPORT					
05 PRIVATE LOCAL FUNDS			11,500		
GENERAL FUND			636,349		
TOTAL			647,849	660,850	
TOTAL			647,849	660,850	
ESTIMATED SOURCE OF FUNDS FOR					
MEDICINE, BOARD OF					
GENERAL FUND			636,349		
OTHER FUNDS			11,500		
TOTAL			647,849	660,850	

----- FISCAL YEAR 2004 -----		----- FISCAL YEAR 2005 -----	
H8 0001	PAGE 417 06/03/03		
05 HEALTH AND SOCIAL SERVICES			
05 HHS-ADMIN ATTACHED BOARDS			
02 BOARD OF OPTOMETRY			
D			
20 CURRENT EXPENSES			
22 RENTSALESEAS OTHER THAN STATE	2,750		2,750
26 ORGANIZATIONAL DUES	2,122		2,122
49 TRANSFERS TO OTHER STATE AGENCIES	575		575
50 PERSONAL SERVICE-TEMP/APPOINTEE	4,625		4,625
60 BENEFITS	20,100		20,100
70 IN-STATE TRAVEL	1,558		1,558
80 OUT-OF STATE TRAVEL	1,025		1,025
	250		250
TOTAL	32,985		32,985
ESTIMATED SOURCE OF FUNDS FOR			
BOARD OF OPTOMETRY			
GENERAL FUND			
TOTAL	32,985		32,985
05 HEALTH AND SOCIAL SERVICES			
05 HHS-ADMIN ATTACHED BOARDS			
03 REGISTRATION IN PODIATRY			
D			
20 CURRENT EXPENSES			
22 RENTSALESEAS OTHER THAN STATE	1,600		1,600
26 ORGANIZATIONAL DUES	2,633		2,633
49 TRANSFERS TO OTHER STATE AGENCIES	1,475		1,475
50 PERSONAL SERVICE-TEMP/APPOINTEE	1,434		1,434
60 BENEFITS	110		110
70 IN-STATE TRAVEL	435		435
TOTAL	7,687		7,687
ESTIMATED SOURCE OF FUNDS FOR			
REGISTRATION IN PODIATRY			
GENERAL FUND			
TOTAL	7,687		7,687
05 HEALTH AND SOCIAL SERVICES			
05 HHS-ADMIN ATTACHED BOARDS			
04 NURSING HOME EXAMINATION BD			
D			
20 CURRENT EXPENSES			
22 RENTSALESEAS OTHER THAN STATE	1,777		1,777
26 ORGANIZATIONAL DUES	1,780		1,780
49 TRANSFERS TO OTHER STATE AGENCIES	550		550
50 PERSONAL SERVICE-TEMP/APPOINTEE	12,750		13,520
60 BENEFITS	975		1,014
70 IN-STATE TRAVEL	1,000		1,000
80 OUT-OF STATE TRAVEL	300		300
TOTAL	18,552		19,091

----- FISCAL YEAR 2004 -----		----- FISCAL YEAR 2005 -----	
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(CONT.)			
(CONT.)			
(CONT.)			
05 HEALTH AND SOCIAL SERVICES			
05 HHS-ADMIN ATTACHED BOARDS			
04 NURSING HOME EXAMINATION 8D			
ESTIMATED SOURCE OF FUNDS FOR			
NURSING HOME EXAMINATION 8D		18,552	19,091
GENERAL FUND		18,552	19,091
TOTAL			
05 HEALTH AND SOCIAL SERVICES			
05 HHS-ADMIN ATTACHED BOARDS			
05 OFFICE OF ALLIED HEALTH PROFES			
10 PERSONAL SERVICES - PERMANENT			
20 CURRENT EXPENSES	56,366		57,730
22 RENT/LEASES OTHER THAN STATE	17,600		17,650
24 ORGANIZATIONAL FEES	9,000		9,000
30 EQUIPMENT NEW/REPLACEMENT	2,200		2,200
46 CONSULTANTS	17,600		5,000
49 TRANSFERS TO OTHER STATE AGENCS	34,003		800
50 PERSONAL SERVICE-TEMP/APPOINTE	21,000		34,906
60 BENEFITS	22,462		22,000
70 IN-STATE TRAVEL	6,950		22,000
80 OUT-OF STATE TRAVEL	11,500		6,950
TOTAL	199,541		190,779
ESTIMATED SOURCE OF FUNDS FOR			
OFFICE OF ALLIED HEALTH PROFES			
GENERAL FUND		199,541	190,779
TOTAL		199,541	190,779
05 HEALTH AND SOCIAL SERVICES			
05 HHS-ADMIN ATTACHED BOARDS			
06 8D OF NURSING REGISTRATIONS			
01 NURSES REGISTRATION			
10 PERSONAL SERVICES - PERMANENT			
20 CURRENT EXPENSES	252,755		260,072
22 RENT/LEASES OTHER THAN STATE	64,975		66,500
24 ORGANIZATIONAL FEES	16,262		18,000
30 EQUIPMENT NEW/REPLACEMENT	3,500		4,700
46 CONSULTANTS	1,000		5,000
49 TRANSFERS TO OTHER STATE AGENCS	19,375		1,000
50 PERSONAL SERVICE-TEMP/APPOINTE	35,371		15,375
60 BENEFITS	96,225		35,371
70 IN-STATE TRAVEL	5,000		9,375
80 OUT-OF STATE TRAVEL	8,500		5,300
92 CONTRACTS	21,654		8,800
TOTAL	528,615		545,351

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05 HEALTH AND SOCIAL SERVICES			(CONT.)		
05 HHS-ADMIN ATTACHED BOARDS			(CONT.)		
06 8D OF NURSING REGISTRATIONS			(CONT.)		
01 NURSES REGISTRATION					
ESTIMATED SOURCE OF FUNDS FOR					
NURSES REGISTRATION					
06 AGENCY INCOME				15,000	15,000
GENERAL FUND				513,615	530,351
TOTAL				528,615	545,351
05 HEALTH AND SOCIAL SERVICES					
05 HHS-ADMIN ATTACHED BOARDS					
06 8D OF NURSING REGISTRATIONS					
02 ASSISTANT TO NURSES					
20 CURRENT EXPENSES					
22 RENTS&LEASES OTHER THAN STATE				33,573	34,965
26 ORGANIZATIONAL DUES				16,262	16,000
30 EQUIPMENT NEW/REPLACEMENT				256	256
42 ADDITIONAL FRINGE BENEFITS				3,000	4,000
46 CONSULTANTS				1,871	1,871
50 PERSONAL SERVICE-TEMP/APPOINTEE				2,000	2,000
59 PART-TIME - BENEFITTED				22,638	22,638
60 BENEFITS				87,659	90,000
70 IN-STATE TRAVEL				34,166	35,032
80 OUT-OF STATE TRAVEL				5,000	5,914
92 CONTRACTS				6,000	6,000
TOTAL				37,102	37,700
ESTIMATED SOURCE OF FUNDS FOR					
ASSISTANT TO NURSES				249,527	258,376
01 TRANSFERS FROM OTHER AGENCIES					
GENERAL FUND				166,005	148,828
TOTAL				103,522	109,548
				249,527	258,376
05 HEALTH AND SOCIAL SERVICES					
05 HHS-ADMIN ATTACHED BOARDS					
06 8D OF NURSING REGISTRATIONS					
03 NURSING ASSISTANTS FUND					
20 CURRENT EXPENSES					
30 EQUIPMENT NEW/REPLACEMENT				23,072	23,764
46 CONSULTANTS				10,000	10,000
59 PART-TIME - BENEFITTED				5,000	5,000
60 BENEFITS				34,915	36,000
70 IN-STATE TRAVEL				12,919	13,320
80 OUT-OF STATE TRAVEL				3,500	3,600
92 CONTRACTS				3,700	4,000
TOTAL				76,954	76,954
				170,060	172,638

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05 HEALTH AND SOCIAL SERVICES					
05 HHS-ADMIN ATTACHED BOARDS					
06 BD OF NURSING REGISTRATIONS					
03 NURSING ASSISTANTS FUND					
(CONT.)					
(CONT.)					
(CONT.)					
ESTIMATED SOURCE OF FUNDS FOR					
NURSING ASSISTANTS FUND					
05 PRIVATE LOCAL FUNDS					
TOTAL					
		170,060		172,638	
		170,060		172,638	
TOTAL					
ESTIMATED SOURCE OF FUNDS FOR					
BD OF NURSING REGISTRATIONS					
GENERAL FUND					
OTHER FUNDS					
TOTAL					
		948,202		976,365	
		617,137		639,899	
		331,065		336,466	
		948,202		976,365	
05 HEALTH AND SOCIAL SERVICES					
05 HHS-ADMIN ATTACHED BOARDS					
07 PHARMACY COMMISSION					
10 PERSONAL SERVICES - PERMANENT					
20 CURRENT EXPENSES					
22 RENTS&LEASES OTHER THAN STATE					
26 ORGANIZATIONAL DUES					
30 EQUIPMENT NEW/REPLACEMENT					
46 CONSULTANTS					
49 TRANSFERS TO OTHER STATE AGENCIES					
50 PERSONAL SERVICE-TEMP/APPOINTE					
60 BENEFITS					
70 IN-STATE TRAVEL					
80 OUT-OF-STATE TRAVEL					
90 IMPAIRED PHARMACIST PROGRAM					
TOTAL					
		290,211		295,692	
		36,359		41,150	
		29,179		37,773	
		1,800		1,800	
		27,317		30,900	
		100		100	
		18,133		18,063	
		7,000		5,000	
		107,914		109,789	
		8,800		12,902	
		10,160		13,900	
		4,966		4,966	
TOTAL					
		541,939		572,035	
ESTIMATED SOURCE OF FUNDS FOR					
PHARMACY COMMISSION					
09 TRANSFERS FROM OTHER AGENCIES					
09 AGENCY INCOME					
GENERAL FUND					
TOTAL					
		131,585		131,585	
		4,966		4,966	
		405,388		435,484	
		541,939		572,035	

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05 HEALTH AND SOCIAL SERVICES			
05 HHS-ADMIN ATTACHED BOARDS			
08 CHIROPRACTIC EXAMINERS			
10 PERSONAL SERVICES - PERMANENT			
20 CURRENT EXPENSES	26,198		26,754
26 ORGANIZATIONAL DUES	4,000		4,000
30 EQUIPMENT NEW/REPLACEMENT	300		300
49 TRANSFERS TO OTHER STATE AGENCIES	8,678		9,650
50 PERSONAL SERVICE-TEMP/APPOINTEE	5,807		5,807
60 BENEFITS	10,137		10,343
70 IN-STATE TRAVEL	2,000		2,000
80 OUT-OF STATE TRAVEL	2,000		2,000
TOTAL	59,620	61,354	
ESTIMATED SOURCE OF FUNDS FOR			
CHIROPRACTIC EXAMINERS			
GENERAL FUND		59,620	61,354
TOTAL		59,620	61,354
05 HEALTH AND SOCIAL SERVICES			
05 HHS-ADMIN ATTACHED BOARDS			
09 COSMETOLOGY & BARBERS BOARD			
10 PERSONAL SERVICES - PERMANENT			
20 CURRENT EXPENSES	141,672		144,751
22 RENT/LEASES OTHER THAN STATE	23,233		23,233
26 ORGANIZATIONAL DUES	20,000		22,000
30 EQUIPMENT NEW/REPLACEMENT	505		475
49 TRANSFERS TO OTHER STATE AGENCIES	4,500		4,500
50 PERSONAL SERVICE-TEMP/APPOINTEE	3,780		3,780
60 BENEFITS	52,708		53,847
70 IN-STATE TRAVEL	4,000		4,000
90 EXAM ADMINISTRATION	5		5
TOTAL	250,853	257,071	
ESTIMATED SOURCE OF FUNDS FOR			
COSMETOLOGY & BARBERS BOARD			
GENERAL FUND		250,853	257,071
TOTAL		250,853	257,071

05 HEALTH AND SOCIAL SERVICES
05 HHS-ADMIN ATTACHED BOARDS
10 DENTAL BOARD

10 PERSONAL SERVICES - PERMANENT
20 CURRENT EXPENSES
22 RENTS&LEASES OTHER THAN STATE
26 ORGANIZATIONAL DUES
30 EQUIPMENT NEW/REPLACEMENT
46 CONSULTANTS
49 TRANSFERS TO OTHER STATE AGENCIES
50 PERSONAL SERVICE-TEMP/APPOINTEE
60 BENEFITS
70 IN-STATE TRAVEL
80 OUT-OF STATE TRAVEL

TOTAL
ESTIMATED SOURCE OF FUNDS FOR
DENTAL BOARD
GENERAL FUND
TOTAL

05 HEALTH AND SOCIAL SERVICES
05 HHS-ADMIN ATTACHED BOARDS
11 ELECTROLYSIS BOARD

20 CURRENT EXPENSES
70 IN-STATE TRAVEL
80 OUT-OF STATE TRAVEL

TOTAL
ESTIMATED SOURCE OF FUNDS FOR
ELECTROLYSIS BOARD
GENERAL FUND
TOTAL

05 HEALTH AND SOCIAL SERVICES
05 HHS-ADMIN ATTACHED BOARDS
12 FUNERAL DIRECTORS & EMBALMERS

20 CURRENT EXPENSES
26 ORGANIZATIONAL DUES
30 EQUIPMENT NEW/REPLACEMENT
59 TRANSFERS TO OTHER STATE AGENCIES
60 PERSONAL SERVICE-TEMP/APPOINTEE
60 BENEFITS
70 IN-STATE TRAVEL
80 OUT-OF STATE TRAVEL

56,025
14,100
9,982
1,925
2,575
5,150
37,462
51,217
24,647
4,000
4,245
211,203
213,120

56,702
14,600
10,251
1,925
2,575
5,305
37,462
51,217
24,647
4,000
4,245
213,120
213,120

1,500
1,600
500
3,600
3,600
3,600

3,316
250
1,036
588
18,475
1,413
2,750
1,750
3,316
250
1,036
588
18,475
1,413
2,750
1,750
3,316
250
1,036
588
18,475
1,413
2,750
1,750

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05 HEALTH AND SOCIAL SERVICES					
05 HHS-ADMIN ATTACHED BOARDS					
15 NATUROPATHIC EXAMINERS					
20 CURRENT EXPENSES					
49 TRANSFERS TO OTHER STATE AGENCIES	D			1,000	1,000
70 IN-STATE TRAVEL				2,441	2,441
TOTAL				250	250
ESTIMATED SOURCE OF FUNDS FOR					
NATUROPATHIC EXAMINERS				3,691	3,691
GENERAL FUND					
TOTAL				3,691	3,691
05 HEALTH AND SOCIAL SERVICES					
05 HHS-ADMIN ATTACHED BOARDS					
16 HEARING CARE PROVIDERS					
20 CURRENT EXPENSES					
49 TRANSFERS TO OTHER STATE AGENCIES	D			1,373	1,373
50 PERSONAL SERVICE-TEMP/APPOINTEE				933	933
60 BENEFITS				9,128	9,128
70 IN-STATE TRAVEL				698	698
80 OUT-OF STATE TRAVEL				1,200	1,200
TOTAL				700	700
ESTIMATED SOURCE OF FUNDS FOR					
HEARING CARE PROVIDERS				13,632	14,032
GENERAL FUND					
TOTAL				13,632	14,032
05 HEALTH AND SOCIAL SERVICES					
05 HHS-ADMIN ATTACHED BOARDS					
17 BOARD OF ACUPUNCTURE					
20 CURRENT EXPENSES					
26 ORGANIZATIONAL DUES				1,000	1,000
49 TRANSFERS TO OTHER STATE AGENCIES	D			500	500
70 IN-STATE TRAVEL				2,374	2,374
80 OUT-OF STATE TRAVEL				1,000	1,000
TOTAL				500	650
ESTIMATED SOURCE OF FUNDS FOR					
BOARD OF ACUPUNCTURE				5,374	5,524
GENERAL FUND					
TOTAL				5,374	5,524

----- FISCAL YEAR 2004 -----		----- FISCAL YEAR 2005 -----	
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05 HEALTH AND SOCIAL SERVICES			
05 HHS-ADMIN ATTACHED BOARDS			
18 MIDWIFERY COUNCIL			
20 CURRENT EXPENSES		960	970
26 ORGANIZATIONAL DUES		10	10
30 EQUIPMENT NEW/REPLACEMENT		10	10
TOTAL			990
ESTIMATED SOURCE OF FUNDS FOR			
MIDWIFERY COUNCIL			
GENERAL FUND		960	990
TOTAL		960	990
05 HEALTH AND SOCIAL SERVICES			
05 HHS-ADMIN ATTACHED BOARDS			
19 DIETITIANS COUNCIL			
20 CURRENT EXPENSES		2,000	1,000
26 ORGANIZATIONAL DUES		100	100
30 EQUIPMENT NEW/REPLACEMENT		1,500	500
59 TRANSFERS TO OTHER STATE AGENCIES		986	986
60 PERSONAL SERVICE-TEMP/APPOINTEE		6,000	6,000
61 BENEFITS		459	459
70 IN-STATE TRAVEL		1,000	1,000
80 OUT-OF STATE TRAVEL		500	500
TOTAL		12,545	10,545
ESTIMATED SOURCE OF FUNDS FOR			
DIETITIANS COUNCIL			
GENERAL FUND		12,545	10,545
TOTAL		12,545	10,545
05 HEALTH AND SOCIAL SERVICES			
05 HHS-ADMIN ATTACHED BOARDS			
20 HHS ATTCH BRD COMPENSATIONS			
01 WORKER'S COMPENSATION			
99 WORKERS COMPENSATION			
TOTAL	1,972	2,022	
ESTIMATED SOURCE OF FUNDS FOR			
WORKER'S COMPENSATION			
GENERAL FUND			
TOTAL	1,972	2,022	
05 HEALTH AND SOCIAL SERVICES			
05 HHS-ADMIN ATTACHED BOARDS			
20 HHS ATTCH BRD COMPENSATIONS			
01 WORKER'S COMPENSATION			
TOTAL	1,972	2,022	
ESTIMATED SOURCE OF FUNDS FOR			
HHS ATTCH BRD COMPENSATIONS			
TOTAL	1,972	2,022	
05 HEALTH AND SOCIAL SERVICES			
05 HHS-ADMIN ATTACHED BOARDS			
20 HHS ATTCH BRD COMPENSATIONS			
01 WORKER'S COMPENSATION			
TOTAL	1,972	2,022	
ESTIMATED SOURCE OF FUNDS FOR			
HHS ATTCH BRD COMPENSATIONS			
TOTAL	1,972	2,022	

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05 HEALTH AND SOCIAL SERVICES			(CONT.)		
05 HHS-ADMIN ATTACHED BOARDS			(CONT.)		
20 HHS ATTCH BRD COMPENSATIONS			(CONT.)		
GENERAL FUND				1,972	2,022
TOTAL				1,972	2,022
05 HEALTH AND SOCIAL SERVICES					
05 HHS-ADMIN ATTACHED BOARDS					
21 ALCOHOL/OTHER DRUG ABUSE PROF.					
20 CURRENT EXPENSES					5,500
26 ORGANIZATIONAL DUES					600
30 EQUIPMENT NEW/REPLACEMENT					1,000
40 CONSUMABLES					2,000
49 TRANSFERS TO OTHER STATE AGENCS					14,000
70 IN-STATE TRAVEL					4,000
80 OUT-OF STATE TRAVEL					3,500
TOTAL				30,600	30,600
ESTIMATED SOURCE OF FUNDS FOR					
ALCOHOL/OTHER DRUG ABUSE PROF.					
GENERAL FUND				30,600	30,600
TOTAL				30,600	30,600
05 HEALTH AND SOCIAL SERVICES					
05 HHS-ADMIN ATTACHED BOARDS					
22 MASSAGE THERAPY ADVISORY BOARD					
10 PERSONAL SERVICES - PERMANENT					21,957
20 CURRENT EXPENSES					5,000
26 ORGANIZATIONAL DUES					500
30 EQUIPMENT NEW/REPLACEMENT					2,000
60 BENEFITS					6,124
70 IN-STATE TRAVEL					2,000
80 OUT-OF STATE TRAVEL					2,500
TOTAL				48,959	42,081
ESTIMATED SOURCE OF FUNDS FOR					
MASSAGE THERAPY ADVISORY BOARD					
GENERAL FUND				48,959	42,081
TOTAL				48,959	42,081

FOR ALL BOARDS AND COMMISSIONS FROM PAU

05 HEALTH AND SOCIAL SERVICES (CONT.)
05 HHS-ADMIN ATTACHED BOARDS (CONT.)
22 MESSAGE THERAPY ADVISORY BOARD (CONT.)

05-05-01-01 THROUGH 05-05-22.
ESTABLISHMENT OF FEES BY BOARDS & COMMISSIONS.
ALL BOARDS AND COMMISSIONS WHICH HAVE NOT
ALREADY ESTABLISHED FEES FOR EXAMINATION
APPLICANTS, APPLICANTS FOR A LICENSE OR
REGISTRATION, A PUBLICATION WHICH THEY SELL, OR
ANY OTHER PROGRAM FOR WHICH THEY ARE SPECIFIC-
ALLY AUTHORIZED TO CHARGE A FEE SHALL ADOPT
RULES UNDER RSA 541-A RELATIVE TO FEES FOR SUCH
PROGRAMS. SUCH FEES SHALL RECOVER, ON AN ANNUAL
OR BIENNIAL BASIS THE FULL COST OF THE PROGRAM
INCLUDING THE COST OF SUPPORT AND ADMINISTRAT-
IVE SERVICES PROVIDED BY OTHER AGENCIES, OR
125% OF THE DIRECT COST OF THE BOARD OR COM-
MISSION RELATING TO THE PROGRAM, WHICHEVER
IS GREATER. FOR BOARD OR COMMISSION WHICH ESTAB-
LISHED FEES FOR EXAMINATION APPLICANTS MAY
EXPEND SUCH FUNDS FOR EXAMINATIONS, RELATED
SERVICES, OR SUPPLIES AS NEEDED, BUT NOT TO
EXCEED THE DIRECT COST OF THE EXAMINATION.

TOTAL	3,311,480	3,381,459
ESTIMATED SOURCE OF FUNDS FOR		
HHS-ADMIN ATTACHED BOARDS		
GENERAL FUND	2,832,364	2,896,942
OTHER FUNDS	479,116	484,517
TOTAL	3,311,480	3,381,459

TOTAL	1735,119,615	1762,050,651
ESTIMATED SOURCE OF FUNDS FOR		
HEALTH AND SOCIAL SERVICES		
FEDERAL FUNDS	844,907,827	858,200,413
GENERAL FUND	625,289,440	626,079,145
OTHER FUNDS	264,922,348	277,771,093
TOTAL	1735,119,615	1762,050,651

----- FISCAL YEAR 2004 ----- FISCAL YEAR 2005-----

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06 EDUCATION
 01 POSTSECONDARY EDUCATION COMM
 01 ADMINISTRATION & FINANCIAL AID

10 PERSONAL SERVICES - PERMANENT	131,855	135,434
11 SALARY OF EXECUTIVE DIRECTOR	66,779	66,779
20 CURRENT EXPENSES	30,000	30,000
22 RENTS&LEASES OTHER THAN STATE	10,700	11,000
26 ORGANIZATIONAL DUES	3,200	3,400
30 EQUIPMENT NEW/REPLACEMENT	9,600	3,600
41 AUDIT FUND SET ASIDE	35,420	35,120
50 PERSONAL SERVICE-TEMP/APPOINTEE	73,222	77,642
60 BENEFITS	3,000	3,000
70 IN-STATE TRAVEL	4,500	4,500
80 OUT-OF STATE TRAVEL	20,500	20,500
90 CAREER INCENTIVE GRANTS	9,000	9,000
91 WAR ORPHAN SCHOLARSHIP GRANT	150,154	150,154
92 NE BD OF HIGHER EDUC-ASSESSMEN	250,000	275,000
94 LEVERAGED INCENTIVE GRANT	200,000	200,000
95 GRANTIE INCENTIVE SCHOLARS	132,000	132,000
96 SPECIAL STUDENT GRANT-VETERINAR	100,000	175,000
97 SPEC.L STUDENT GRANT-DARTMOUTH	279,400	29,400
98 NURSING STAT LEVERAGED GRANTS	2,900,122	2,933,135
99 NH INCENTIVE PROGRAM		
TOTAL	4,412,793	4,295,210
ESTIMATED SOURCE OF FUNDS FOR		
ADMINISTRATION & FINANCIAL AID		
00 FEDERAL FUNDS	120,000	120,000
06 AGENCY INCOME	500	500
07 AGENCY INCOME	1,000	1,000
08 AGENCY INCOME	1,000	1,000
09 AGENCY INCOME	600	600
GENERAL FUND	4,289,693	4,172,110
TOTAL	4,412,793	4,295,210

06 EDUCATION
 01 POSTSECONDARY EDUCATION COMM
 02 VETERANS EDUCATION SERVICES

10 PERSONAL SERVICES - PERMANENT	73,588	76,135
20 CURRENT EXPENSES	8,973	8,969
22 RENTS&LEASES OTHER THAN STATE	5,166	5,283
26 ORGANIZATIONAL DUES	3,350	3,350
30 EQUIPMENT NEW/REPLACEMENT	2,000	2,000
40 INDIRECT COSTS	2,660	2,660
42 ADDITIONAL PRNCE ASIDE	128	132
42 ADDITIONAL PRNCE BENEFITS	4,500	4,500
60 BENEFITS	27,228	28,170
70 IN-STATE TRAVEL	3,200	3,200

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(CONT.)					
(CONT.)					
(CONT.)					
06 EDUCATION					
01 POSTSECONDARY EDUCATION COMM					
02 VETERANS EDUCATION SERVICES					
80 OUT-OF STATE TRAVEL			2,200	127,993	2,200
TOTAL					131,599
ESTIMATED SOURCE OF FUNDS FOR					
VETERANS EDUCATION SERVICES					
00 FEDERAL FUNDS				127,993	131,599
TOTAL				127,993	131,599
06 EDUCATION					
01 POSTSECONDARY EDUCATION COMM					
04 WORKERS' COMPENSATION			1,000	1,000	1,000
99 WORKERS' COMPENSATION			1,000	1,000	1,000
TOTAL				1,000	1,000
ESTIMATED SOURCE OF FUNDS FOR					
WORKERS' COMPENSATION					
GENERAL FUND				1,000	1,000
TOTAL				1,000	1,000
06 EDUCATION					
01 POSTSECONDARY EDUCATION COMM					
05 UNEEMPLOYMENT COMPENSATION			1,000	1,000	1,000
90 UNEEMPLOYMENT COMPENSATION			1,000	1,000	1,000
TOTAL				1,000	1,000
ESTIMATED SOURCE OF FUNDS FOR					
UNEEMPLOYMENT COMPENSATION					
GENERAL FUND				1,000	1,000
TOTAL				1,000	1,000
TOTAL				4,542,786	4,428,809
ESTIMATED SOURCE OF FUNDS FOR					
POSTSECONDARY EDUCATION COMM					
FEDERAL FUNDS				247,993	251,599
GENERAL FUND				4,291,693	4,174,110
OTHER FUNDS				3,100	3,100
TOTAL				4,542,786	4,428,809

----- FISCAL YEAR 2004 -----			----- FISCAL YEAR 2005 -----		
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06 EDUCATION					
03 DEPARTMENT OF EDUCATION					
01 OFFICE OF THE COMMISSIONER					
01 COMMISSIONER'S OFFICE					
01 COMMISSIONER					
10 PERSONAL SERVICES - PERMANENT					
11 SALARY OF COMMISSIONER			36,381		37,158
20 CURRENT EXPENSES			96,462		96,462
25 LEASE OF STATE OWNED EQUIPMENT	K		18,844		18,844
26 ORGANIZATIONAL DUES			9,500		9,500
28 TRANSFERS TO GENERAL SERVICES	D		78,575		82,500
30 EQUIPMENT NEW/REPLACEMENT			149,593		149,593
40 ADVERTISING			9,285		285
49 BENEFITS TO OTHER STATE AGENCIES	D		9,500		9,500
70 IN-STATE TRAVEL			49,155		49,439
71 IN-STATE TRAVEL -STATE BRD			4,275		4,275
80 OUT-OF STATE TRAVEL			3,000		3,000
			4,225		4,215
TOTAL			459,792		464,771
ESTIMATED SOURCE OF FUNDS FOR					
COMMISSIONER					
GENERAL FUND			459,792		464,771
TOTAL			459,792		464,771
06 EDUCATION					
03 DEPARTMENT OF EDUCATION					
01 OFFICE OF THE COMMISSIONER					
01 COMMISSIONER'S OFFICE					
02 AUDIT REVIEW & TECHNICAL ASSIS					
10 PERSONAL SERVICES - PERMANENT					
18 OVERTIME			60,776		63,080
20 CURRENT EXPENSES			100		100
26 ORGANIZATIONAL DUES			4,430		4,430
28 TRANSFERS TO GENERAL SERVICES	D		80		80
30 EQUIPMENT NEW/REPLACEMENT			5,414		5,417
40 ADVERTISING	E		5,100		4,100
42 ADVERTISING COSTS	D		12,713		12,909
49 BENEFITS TO OTHER STATE AGENCIES			22,523		6,456
70 IN-STATE TRAVEL			1,850		23,377
71 IN-STATE TRAVEL -STATE BRD			2,000		1,850
80 OUT-OF STATE TRAVEL			2,000		2,000
96 TRAINING			500		500
TOTAL			120,396		124,299
ESTIMATED SOURCE OF FUNDS FOR					
AUDIT REVIEW & TECHNICAL ASSIS					
01 TRANSFERS FROM OTHER AGENCIES	I		120,396		124,299
TOTAL			120,396		124,299

----- FISCAL YEAR 2004 ----- FISCAL YEAR 2005-----

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06 EDUCATION
03 DEPARTMENT OF EDUCATION
01 OFFICE OF THE COMMISSIONER
01 COMMISSIONER'S OFFICE
03 WORKER'S COMPENSATION

D	18,000	18,000	
D	950	950	

TOTAL ESTIMATED SOURCE OF FUNDS FOR WORKER'S COMPENSATION 18,950 18,950

TOTAL GENERAL FUND 18,950 18,950
TOTAL 18,950 18,950

06 EDUCATION
03 DEPARTMENT OF EDUCATION
01 OFFICE OF THE COMMISSIONER
01 COMMISSIONER'S OFFICE
04 UNEMPLOYMENT COMPENSATION

0	50	50	
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90 COMPENSATION 50 50

TOTAL ESTIMATED SOURCE OF FUNDS FOR UNEMPLOYMENT COMPENSATION 50 50
GENERAL FUND 50 50
TOTAL 50 50

06 EDUCATION
03 DEPARTMENT OF EDUCATION
01 OFFICE OF THE COMMISSIONER
02 TRUST FUNDS
01 HARRIET L. HUNTRESS FUND

	9,000	9,000	
--	-------	-------	--

90 GRANTS & SCHOLARSHIPS 9,000 9,000

TOTAL ESTIMATED SOURCE OF FUNDS FOR HARRIET L. HUNTRESS FUND 9,000 9,000
03 REVOLVING FUNDS 9,000 9,000
TOTAL 9,000 9,000

I

THE INCOME RECEIVED IN PAU 06-03-01-02-01, THE HARRIET L. HUNTRESS FUND SHALL NOT LAPSE AND, IF THE INCOME IS IN EXCESS OF THE APPROPRIATION AUTHORITY, SHALL BE MADE AVAILABLE WITH THE APPROVAL OF GOVERNOR AND COUNCIL FOR THE SOLE PURPOSE OF PROVIDING AID TO NEEDY RESIDENTS OF THE STATE OF NEW HAMPSHIRE WHO ARE STUDENTS IN ANY OF THE STATE NORMAL SCHOOLS.

----- FISCAL YEAR 2004 -----			----- FISCAL YEAR 2005 -----		
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06 EDUCATION					
03 DEPARTMENT OF EDUCATION					
01 OFFICE OF THE COMMISSIONER					
02 TRUST FUNDS					
02 HATTIE E.F. LIVESEY FUND					
			4,500		
90 GRANTS & SCHOLARSHIPS					
				4,500	
TOTAL					
ESTIMATED SOURCE OF FUNDS FOR					
HATTIE E.F. LIVESEY FUND					
			4,500		4,500
03 REVOLVING FUNDS					
			4,500		4,500
TOTAL					
			4,500		4,500
I					
THE INCOME RECEIVED IN PAU 06-03-01-02-02, THE					
HATTIE F. LIVESEY FUND, SHALL NOT LAPSE AND, IF					
THE INCOME IS IN EXCESS OF THE APPROPRIATION					
AUTHORITY, SHALL BE MADE AVAILABLE WITH THE					
APPROVAL OF THE GOVERNOR AND COUNCIL FOR THE					
SOLE PURPOSE OF LOANING TO SUCH PERSONS OR					
GIVEN OUTRIGHT TO ASSIST WORTHY PUPILS IN THE					
NORMAL SCHOOLS IN THE STATE OF NEW HAMPSHIRE.					
TOTAL					
ESTIMATED SOURCE OF FUNDS FOR					
OFFICE OF THE COMMISSIONER					
			612,688		621,570
GENERAL FUND					
			478,792		483,771
OTHER FUNDS					
			133,896		137,799
TOTAL					
			612,688		621,570
06 EDUCATION					
03 DEPARTMENT OF EDUCATION					
02 OFFICE OF THE DEP COMMISSIONER					
01 DEPUTY COMMISSIONER					
				205,131	
10 PERSONAL SERVICES - PERMANENT					
			198,056		89,126
12 PERSONAL SERVICES-UNCLASSIFIED					
			89,128		14,105
20 CURRENT EXPENSES					
			14,105		537
26 ORGANIZATIONAL DUES					
			238		57
30 EQUIPMENT NEW/REPLACEMENT					
			570		108,875
60 BENEFITS					
			106,258		2,448
70 IN-STATE TRAVEL					
			3,400		3,322
80 OUT-OF STATE TRAVEL					
			2,400		3,025
90 CONFERENCES & WORKSHOPS					
			2,925		14,000
97 TRAINING					
			14,000		
TOTAL					
			431,126		440,839
ESTIMATED SOURCE OF FUNDS FOR					
DEPUTY COMMISSIONER					

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	FISCAL YEAR 2004	FISCAL YEAR 2005
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(CONT.)
(CONT.)
(CONT.)
(CONT.)
(CONT.)

06 EDUCATION
03 DEPARTMENT OF EDUCATION
02 OFFICE OF THE DEP COMMISSIONER
01 DEPUTY COMMISSIONER
01 DEPUTY COMMISSIONER

431,126
431,126
440,839
440,839

06 EDUCATION
03 DEPARTMENT OF EDUCATION
02 OFFICE OF THE DEP COMMISSIONER
01 DEPUTY COMMISSIONER
02 BUSINESS MANAGEMENT

10 PERSONAL SERVICES - PERMANENT
20 CURRENT EXPENSES
30 EQUIPMENT NEW/REPLACEMENT
60 BENEFITS
70 IN-STATE TRAVEL

434,677	447,018
27,084	27,053
1,995	1,995
160,830	165,397
140	140

624.726 641.603

ESTIMATED SOURCE OF FUNDS FOR
BUSINESS MANAGEMENT
GENERAL FUND
TOTAL

624,726	641,603
624,726	641,603

06 EDUCATION
03 DEPARTMENT OF EDUCATION
02 OFFICE OF THE DEP COMMISSIONER
01 DEPUTY COMMISSIONER
03 PRINTING REVOLVING FUND

20 CURRENT EXPENSES
22 RENTS & LEASES OTHER THAN STATE
30 EQUIPMENT NEW/REPLACEMENT

35,750	35,750
60,000	60,000
2,000	2,000

TOTAL	100.00
ESTIMATED SOURCE OF FUNDS FOR	
PRINTING REVOLVING FUND	
03 REVOLVING FUNDS	
TOTAL	100.00

97,750	97,750
97,750	97,750
97,750	97,750

1

PRINTED MATERIALS - REVOLVING FUND;
ANY AVAILABLE BALANCE IN THIS FUND IN EXCESS
OF \$50,000 ON JUNE 30 OF EACH YEAR SHALL LAPSE
TO THE GENERAL FUND
DEPARTMENT OF EDUCATION. REFERENCE:
RSA 186:13 XII.

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06. EDUCATION								
03. DEPARTMENT OF EDUCATION								
02. OFFICE OF THE DEPT. COMMISSIONER								
01. DEPUTY COMMISSIONER								
04. INFORMATION TECHNOLOGY MGMT								
10. PERSONAL SERVICES-PERM. CLASSI								
20. CURRENT EXPENSES								
24. MAINT. OTHER THAN BUILD. & GRNDS								
26. ORGANIZATIONAL DUES								
30. EQUIPMENT NEW/REPLACEMENT								
40. BENEFITS								
70. IN-STATE TRAVEL								
80. OUT-OF STATE TRAVEL								
96. TRAINING								
97. CONTRACTED SOFTWARE MAINT								
TOTAL								
ESTIMATED SOURCE OF FUNDS FOR								
INFORMATION TECHNOLOGY MGMT								
GENERAL FUND								
TOTAL								
06. EDUCATION								
03. DEPARTMENT OF EDUCATION								
02. OFFICE OF THE DEPT. COMMISSIONER								
01. DEPUTY COMMISSIONER								
05. GOVERNANCE AND STANDARDS								
10. PERSONAL SERVICES-PERM. CLASSI								
20. CURRENT EXPENSES								
26. ORGANIZATIONAL DUES								
30. EQUIPMENT NEW/REPLACEMENT								
46. CONSULTANTS								
60. BENEFITS								
70. IN-STATE TRAVEL								
80. OUT-OF STATE TRAVEL								
94. HEARING RECORDS								
TOTAL								
ESTIMATED SOURCE OF FUNDS FOR								
GOVERNANCE AND STANDARDS								
GENERAL FUND								
TOTAL								

----- FISCAL YEAR 2004 ----- FISCAL YEAR 2005 -----

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06 EDUCATION
 03 DEPARTMENT OF EDUCATION
 02 OFFICE OF THE DEP COMMISSIONER
 01 DEPUTY COMMISSIONER
 06 BEST SCHOOLS

ESTIMATED SOURCE OF FUNDS FOR
 BEST SCHOOLS
 TOTAL

THE FUNDS APPROPRIATED IN THIS PAU SHALL NOT
 LAPSE UNTIL JUNE 30, 2005.

06 EDUCATION
 03 DEPARTMENT OF EDUCATION
 02 OFFICE OF THE DEP COMMISSIONER
 02 FINANCIAL AID TO DISTRICTS-ST.
 02 OTHER STATE AID

90 BUILDING AID	F	31,052,673	33,265,203
93 TUITION AND TRANSPORTATION AID	.	4,125,000	4,777,500
94 CATASTROPHIC AID	**	19,000,000	20,000,000
95 STATEWIDE SPECIAL EDUCATION		300,000	300,000
97 LOCAL ED IMPROVEMENT	F	262,500	275,625
99 CAREER TECH STUDENT ORGS	F	109,250	109,595

* THESE FUNDS SHALL NOT LAPSE (RSA 188-E19,IV).

**
 ANY UNEXPENDED FUNDS AT THE END OF ANY FISCAL
 YEAR SHALL BE TRANSFERRED TO PAU 06-03-02-03-00
 (COURT ORDERED PLACEMENTS) RSA 186-C:18,III.

TOTAL
 ESTIMATED SOURCE OF FUNDS FOR
 OTHER STATE AID
 GENERAL FUND
 TOTAL

54,849,423	58,727,923
54,849,423	58,727,923
54,849,423	58,727,923

06 EDUCATION
 03 DEPARTMENT OF EDUCATION
 02 OFFICE OF THE DEP COMMISSIONER
 02 FINANCIAL AID TO DISTRICTS-ST.
 03 NATIONAL FOREST LAND

41 AUDIT FUND SET ASIDE
 90 AID TO SCHOOLS

601	601
600,000	600,000

TOTAL

600,601	600,601
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06 EDUCATION	(CONT.)				
03 DEPARTMENT OF EDUCATION	(CONT.)				
02 OFFICE OF THE DEP COMMISSIONER	(CONT.)				
02 FINANCIAL AID TO DISTRICTS-ST.	(CONT.)				
03 NATIONAL FOREST LAND	(CONT.)				
ESTIMATED SOURCE OF FUNDS FOR					
NATIONAL FOREST LAND		600,601		600,601	
00 FEDERAL FUNDS		600,601		600,601	
TOTAL					
06 EDUCATION					
03 DEPARTMENT OF EDUCATION					
02 OFFICE OF THE DEP COMMISSIONER					
02 FINANCIAL AID TO DISTRICTS-ST.					
04 ADEQUATE EDUCATION GRANTS					
90 HARDSHIP GRANTS		5,000,000		5,000,000	
91 ADEQUATE EDUCATION GRANTS		879,587,032		800,014,366	
92 DROPOUT PREVENTION PROGRAM		350,000		350,000	
TOTAL			884,937,032		805,364,366
ESTIMATED SOURCE OF FUNDS FOR					
ADEQUATE EDUCATION GRANTS					
01 EDUCATION REVENUE		823,100,000		726,931,000	
GENERAL FUND		61,837,032		78,433,366	
TOTAL			884,937,032		805,364,366
06 EDUCATION					
03 DEPARTMENT OF EDUCATION					
02 OFFICE OF THE DEP COMMISSIONER					
03 COURT ORDERED PLACEMENTS					
90 PAYMENTS TO PROVIDERS	*	5,500,000		5,500,000	
* THESE FUNDS SHALL NOT BE TRANSFERRED OR EXPENDED FOR ANY OTHER PURPOSE AND SHALL NOT LAPSE. REFERENCE RSA 186-C:19-8					
TOTAL			5,500,000		5,500,000
ESTIMATED SOURCE OF FUNDS FOR					
COURT ORDERED PLACEMENTS					
GENERAL FUND			5,500,000		5,500,000
TOTAL			5,500,000		5,500,000

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06 EDUCATION					
03 DEPARTMENT OF EDUCATION					
02 OFFICE OF THE DEP COMMISSIONER					
05 CURRICULUM AND ASSESSMENT					
01 CURRICULUM AND ASSESSMENT					
10 PERSONAL SERVICES-PERM. CLASSI					
20 CURRENT EXPENSES					
26 ORGANIZATIONAL DUES					
30 EQUIPMENT NEW/REPLACEMENT					
40 BENEFITS					
70 IN-STATE TRAVEL					
80 OUT-OF-STATE TRAVEL					
90 CONFERENCES					
92 CMT TESTING					
94 LOCAL ASSESSMENT					
95 CHARTER SCHOOL MATCHING GRANTS					
TOTAL					
ESTIMATED SOURCE OF FUNDS FOR					
CURRICULUM AND ASSESSMENT					
GENERAL FUND					
TOTAL					
06 EDUCATION					
03 DEPARTMENT OF EDUCATION					
02 OFFICE OF THE DEP COMMISSIONER					
05 CURRICULUM AND ASSESSMENT					
02 ADVANCED PLACEMENT FEE					
91 CONTRACTS					
TOTAL					
ESTIMATED SOURCE OF FUNDS FOR					
ADVANCED PLACEMENT FEE					
90 FEDERAL FUNDS					
TOTAL					
06 EDUCATION					
03 DEPARTMENT OF EDUCATION					
02 OFFICE OF THE DEP COMMISSIONER					
05 CURRICULUM AND ASSESSMENT					
03 STANDARDS ASSESSMENT ACCOUNT					
90 GRANTS					
TOTAL					
ESTIMATED SOURCE OF FUNDS FOR					
STANDARDS ASSESSMENT ACCOUNT					
90 FEDERAL FUNDS					
TOTAL					

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06 EDUCATION				
03 DEPARTMENT OF EDUCATION				
02 OFFICE OF THE DEP COMMISSIONER				
05 CURRICULUM AND ASSESSMENT				
04 TEACHER OF THE YEAR				
20 CURRENT EXPENSES				
70 IN-STATE TRAVEL	1,150			1,150
80 OUT-OF-STATE TRAVEL	1,000			1,000
92 PROGRAM ACTIVITY	2,350			2,350
96 CONFERENCE & WORKSHOPS	5,000			5,000
	5,500			5,500
TOTAL			15,000	15,000
ESTIMATED SOURCE OF FUNDS FOR				
TEACHER OF THE YEAR				
05 PRIVATE LOCAL FUNDS			15,000	15,000
TOTAL			15,000	15,000
06 EDUCATION				
03 DEPARTMENT OF EDUCATION				
02 OFFICE OF THE DEP COMMISSIONER				
05 CURRICULUM AND ASSESSMENT				
05 NAEP STATE COORDINATOR				
10 PERSONAL SERVICES - PERMANENT				
20 CURRENT EXPENSES	42,998			44,928
26 ORGANIZATIONAL DUES	1,800			1,800
30 EQUIPMENT NEW/REPLACEMENT	200			200
40 INDIRECT COSTS	3,300			800
41 AUDIT FUND SET ASIDE	9,264			9,264
42 ADDITIONAL FRINGE BENEFITS	3,423			23
70 IN-STATE TRAVEL	3,402			3,402
80 OUT-OF-STATE TRAVEL	15,908			16,623
92 PROGRAM ACTIVITY	1,435			1,635
96 CONFERENCE & WORKSHOPS	8,500			8,500
	1,500			1,500
TOTAL			88,531	88,675
ESTIMATED SOURCE OF FUNDS FOR				
NAEP STATE COORDINATOR				
00 FEDERAL FUNDS			88,531	88,675
TOTAL			88,531	88,675
06 EDUCATION				
03 DEPARTMENT OF EDUCATION				
02 OFFICE OF THE DEP COMMISSIONER				
05 CURRICULUM AND ASSESSMENT				
06 STATE ASSESSMENT				
10 PERSONAL SERVICES - PERMANENT				
20 CURRENT EXPENSES	300,907			314,148
26 ORGANIZATIONAL DUES	24,100			24,100
30 EQUIPMENT NEW/REPLACEMENT	12,500			2,500
40 INDIRECT COSTS	14,432			14,445
70 IN-STATE TRAVEL	17,000			3,500
80 OUT-OF-STATE TRAVEL	45,326			45,326
92 PROGRAM ACTIVITY				
96 CONFERENCE & WORKSHOPS				
TOTAL				
ESTIMATED SOURCE OF FUNDS FOR				
STATE ASSESSMENT				
00 FEDERAL FUNDS				
TOTAL				

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06 EDUCATION					
03 DEPARTMENT OF EDUCATION					
03 DIVISION OF INSTRUCTION					
01 INSTRUCTION					
02 INNOVATIVE INSTRUCTION - FED					
10 PERSONAL SERVICES - PERMANENT		149,069		154,614	
20 CURRENT EXPENSES		30,000		30,000	
24 WORKS OTHER THAN BUILD. & GRNDS		500		500	
26 ORGANIZATIONAL DUES		20,000		20,000	
28 TRANSFERS TO GENERAL SERVICES	D	7,218		7,223	
30 EQUIPMENT NEW/REPLACEMENT		15,000		15,000	
40 INDIRECT COSTS	E	46,776		47,651	
41 AUDIT FUND SET ASIDE	D	4,526		4,535	
42 ADDITIONAL FRINGE BENEFITS	D	75,591		9,742	
46 CONSULTANTS		24,042		75,000	
49 TRANSFERS TO OTHER STATE AGENCIES	D	55,152		24,237	
60 BENEFITS		4,000		57,207	
70 IN-STATE TRAVEL		20,000		4,000	
80 OUT-OF-STATE TRAVEL		4,000,000		20,000	
90 LEA GRANTS DISTRIBUTION		10,000		4,000,000	
92 PROJECTS		25,000		10,000	
96 CONFERENCES AND WORKSHOPS		30,000		25,000	
97 SPECIAL PROJECTS				30,000	
TOTAL		4,525,698		4,534,709	
ESTIMATED SOURCE OF FUNDS FOR					
INNOVATIVE INSTRUCTION - FED					
00 FEDERAL FUNDS		4,525,698		4,534,709	
TOTAL		4,525,698		4,534,709	
06 EDUCATION					
03 DEPARTMENT OF EDUCATION					
03 DIVISION OF INSTRUCTION					
01 INSTRUCTION					
03 AIDS EDUCATION					
10 PERSONAL SERVICES - PERMANENT		73,097		75,678	
20 CURRENT EXPENSES		13,000		15,000	
28 TRANSFERS TO GENERAL SERVICES	D	2,859		3,611	
30 EQUIPMENT NEW/REPLACEMENT		15,760		2,350	
40 INDIRECT COSTS	E	15,760		16,171	
41 AUDIT FUND SET ASIDE	D	4,605		4,401	
42 ADDITIONAL FRINGE BENEFITS	D	5,000		4,768	
46 CONSULTANTS		1,089		1,097	
49 TRANSFERS TO OTHER STATE AGENCIES	D	27,046		1,097	
60 BENEFITS		2,000		28,001	
70 IN-STATE TRAVEL		2,000		2,000	
80 OUT-OF-STATE TRAVEL		8,000		2,000	
91 GRANTS & CONTRACTS		237,379		8,000	
96 CONF & WORKSHOPS		5,000		233,289	
TOTAL		400,340		400,366	
ESTIMATED SOURCE OF FUNDS FOR					
AIDS EDUCATION					

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06	EDUCATION				(CONT.)		
03	DEPARTMENT OF EDUCATION				(CONT.)		
03	DIVISION OF INSTRUCTION				(CONT.)		
01	INSTRUCTION				(CONT.)		
03	AIDS EDUCATION				(CONT.)		
	00 FEDERAL FUNDS						
	TOTAL				400,360		400,366
					400,340		400,366
04	EDUCATION						
03	DEPARTMENT OF EDUCATION						
03	DIVISION OF INSTRUCTION						
01	INSTRUCTION						
04	TITLE II PROF DEVELOP						
10	PERSONAL SERVICES - PERMANENT				81,370		83,991
20	CURRENT EXPENSES				16,470		16,470
24	MAINT-OTHER THAN BUILD.& GRNDS				500		500
26	ORGANIZATIONAL DUES				1,000		1,000
28	TRANSFERS TO GENERAL SERVICES				3,609		3,611
30	EQUIPMENT NEW/REPLACEMENT				4,090		4,405
40	INDIRECT COSTS				60,322		61,011
41	AUDIT FUND SET ASIDE				15,191		17,279
42	ADDITIONAL FRINGE BENEFITS				5,126		5,291
46	CONSULTANTS				25,000		25,000
49	TRANSFERS TO OTHER STATE AGENCS				8,306		11,388
60	BENEFITS				30,107		31,077
70	IN-STATE TRAVEL				4,250		4,750
80	OUT-OF STATE TRAVEL				16,000		18,000
91	GRANTS TO LEA'S				502,000		575,000
93	PROJECTS				52,500		55,000
94	GRANTS TO LOCAL EDUCATION AG				16,000,000		16,000,000
96	CONFERENCES & WORKSHOPS				5,000		15,000
97	STATE LEVEL ACTIVITIES				350,000		350,000
	TOTAL				15,190,841		17,278,773
	ESTIMATED SOURCE OF FUNDS FOR						
	TITLE II PROF DEVELOP				15,190,841		17,278,773
	00 FEDERAL FUNDS				15,190,841		17,278,773
	TOTAL						
06	EDUCATION						
03	DEPARTMENT OF EDUCATION						
03	DIVISION OF INSTRUCTION						
01	INSTRUCTION						
05	DRUG FREE SCHOOLS						
10	PERSONAL SERVICES - PERMANENT				76,906		78,659
20	CURRENT EXPENSES				12,000		12,000
24	MAINT-OTHER THAN BUILD.& GRNDS				250		250
26	ORGANIZATIONAL DUES				2,000		2,000
28	TRANSFERS TO GENERAL SERVICES				3,609		3,611
30	EQUIPMENT NEW/REPLACEMENT				23,577		24,863
40	INDIRECT COSTS						

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06 EDUCATION								
03 DEPARTMENT OF EDUCATION								
01 DIVISION OF INSTRUCTION								
05 DRUG FREE SCHOOLS								
41	AUDIT FUND SET ASIDE	D						
42	ADDITIONAL FRINGE BENEFITS	D	3,981		4,980			
46	CONSULTANTS	D	4,845		4,956			
49	TRANSFERS TO OTHER STATE AGENCIES	D	7,500		7,500			
60	BENEFITS	D	21,566		21,724			
70	IN-STATE TRAVEL	D	28,455		29,104			
80	OUT-OF-STATE TRAVEL	D	2,000		2,000			
91	SPECIAL GRANTS	D	5,000		6,000			
93	GRANTS TO LEA'S	D	25,000		30,000			
96	CONF & WORKSHOPS	D	3,716,339		4,700,000			
97	TRAINING	D	10,000		10,000			
		D	35,000		40,000			
TOTAL			3,980,718		4,979,747			
ESTIMATED SOURCE OF FUNDS FOR								
DRUG FREE SCHOOLS								
00 FEDERAL FUNDS								
TOTAL			3,980,718		4,979,747			
06 EDUCATION								
03 DEPARTMENT OF EDUCATION								
01 DIVISION OF INSTRUCTION								
06 ROBERT C. BYRD SCHOLARSHIP								
90	GRANTS	D	187,000		200,000			
TOTAL			187,000		200,000			
ESTIMATED SOURCE OF FUNDS FOR								
ROBERT C. BYRD SCHOLARSHIP								
00 FEDERAL FUNDS								
TOTAL			187,000		200,000			
06 EDUCATION								
03 DEPARTMENT OF EDUCATION								
03 DIVISION OF INSTRUCTION								
07 COMPENSATORY EDUCATION								
10	PERSONAL SERVICES - PERMANENT	D						
20	CURRENT EXPENSES	D	257,072		263,478			
24	MAINT-OTHER THAN BUILD.& GRNDS	D	25,000		25,000			
28	TRANSFERS TO GENERAL SERVICES	D	1,800		1,800			
30	EQUIPMENT NEW/REPLACEMENT	E	10,834		10,834			
40	EQUIPMENT NEW/REPLACEMENT	E	10,834		10,834			
40	INDIRECT COSTS	D	37,000		38,000			
41	AUDIT FUND SET ASIDE	D	32,026		32,257			
42	ADDITIONAL FRINGE BENEFITS	D	16,196		16,600			
42	CONSULTANTS	D	5,000		5,000			
49	TRANSFERS TO OTHER STATE AGENCIES	D	311,453		312,626			

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06 EDUCATION	(CONT.)							
03 DEPARTMENT OF EDUCATION	(CONT.)							
03 DIVISION OF INSTRUCTION	(CONT.)							
01 INSTRUCTION	(CONT.)							
07 COMPENSATORY EDUCATION	(CONT.)							
50 PERSONAL SERVICE-TEMP/APPOINTEE								
60 BENEFITS				5,000			5,000	
70 IN-STATE TRAVEL				95,500			97,870	
80 OUT-OF STATE TRAVEL				3,000			3,000	
90 LEA FUNDING				14,500			14,500	
91 CAP EXP/PRIVATE SCH				30,000,000			40,000,000	
92 PROGRAM IMPROVEMENT				3,500			3,500	
93 DELINQUENT II				680,000			790,000	
94 PROGRAM ACTIVITIES				500,000			600,000	
96 CONF & WORKSHOPS				10,000			10,000	
97 STAFF DEVELOPMENT				2,500			2,500	
				5,000			5,000	
TOTAL				32,025,374			42,256,965	
ESTIMATED SOURCE OF FUNDS FOR								
COMPENSATORY EDUCATION								
00 FEDERAL FUNDS				32,025,374			42,256,965	
TOTAL				32,025,374			42,256,965	
06 EDUCATION								
03 DEPARTMENT OF EDUCATION								
03 DIVISION OF INSTRUCTION								
01 INSTRUCTION								
08 MIGRANT EDUCATION								
10 PERSONAL SERVICES - PERMANENT				77,312			79,034	
20 CURRENT EXPENSES				2,800			2,800	
24 MAINT-OTHER THAN BUILD. & GRNDS				600			600	
28 TRANSFERS TO GENERAL SERVICES				3,609			3,611	
30 EQUIPMENT NEW/REPLACEMENT				1,000			1,000	
40 INDIRECT COSTS				14,510			14,551	
41 AUDIT FUND SET ASIDE				270			270	
42 ADDITIONAL FRINGE BENEFITS				4,871			4,940	
46 CONSULTANTS				5,000			5,000	
60 BENEFITS				28,605			29,243	
70 IN-STATE TRAVEL				3,000			3,000	
80 OUT-OF STATE TRAVEL				1,000			1,000	
94 PROGRAM ACTIVITIES				125,000			125,000	
96 CONF & WORKSHOPS				2,500			2,500	
TOTAL				269,977			272,722	
ESTIMATED SOURCE OF FUNDS FOR								
MIGRANT EDUCATION								
00 FEDERAL FUNDS				269,977			272,722	
TOTAL				269,977			272,722	

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06 EDUCATION						
03 DEPARTMENT OF EDUCATION						
03 DIVISION OF INSTRUCTION						
01 INSTRUCTION						
09 HOMELESS EDUCATION						
20 CURRENT EXPENSES			12,000		12,000	
30 EQUIPMENT NEW/REPLACEMENT			5,000		5,000	
40 INDIRECT COSTS			2,365		2,365	
41 AUDIT FUND SET ASIDE			153		153	
46 CONSULTANTS			2,500		2,500	
70 IN-STATE TRAVEL			1,000		1,000	
80 OUT-OF-STATE TRAVEL			3,500		3,500	
93 HOMELESS ACTIVITIES			16,000		16,000	
94 GRANTS			100,000		100,000	
96 CONFERENCES & WORKSHOPS			5,000		5,000	
97 STAFF DEVELOPMENT			5,000		5,000	
TOTAL			152,518		152,518	
ESTIMATED SOURCE OF FUNDS FOR						
HOMELESS EDUCATION						
00 FEDERAL FUNDS			152,518		152,518	
TOTAL			152,518		152,518	
06 EDUCATION						
03 DEPARTMENT OF EDUCATION						
03 DIVISION OF INSTRUCTION						
01 INSTRUCTION						
10 EVEN START						
10 PERSONAL SERVICES - PERMANENT			44,288		44,288	
20 CURRENT EXPENSES			2,000		2,500	
28 TRANSFERS TO GENERAL SERVICES			1,805		1,806	
30 EQUIPMENT NEW/REPLACEMENT			2,500		2,500	
41 AUDIT FUND SET ASIDE			982		986	
42 ADDITIONAL FRINGE BENEFITS			2,791		2,917	
46 CONSULTANTS			5,000		5,000	
60 BENEFITS			16,387		17,127	
70 IN-STATE TRAVEL			1,000		1,000	
80 OUT-OF-STATE TRAVEL			5,000		5,000	
90 LEA FUNDING			875,000		875,000	
91 PROGRAM ACTIVITIES			20,000		20,000	
96 CONF & WORKSHOPS			5,000		5,000	
TOTAL			981,753		985,124	
ESTIMATED SOURCE OF FUNDS FOR						
EVEN START						
00 FEDERAL FUNDS			981,753		985,124	
TOTAL			981,753		985,124	

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06 EDUCATION			
03 DEPARTMENT OF EDUCATION			
03 DIVISION OF INSTRUCTION			
01 INSTRUCTION			
11 SPECIAL EDUCATION-ELEM/SEC			
10 PERSONAL SERVICES - PERMANENT	449,809		462,275
20 CURRENT EXPENSES	87,270		92,566
24 MAINT-OTHER THAN BULD.& GRNDS	3,300		3,300
26 ORGANIZATIONAL DUES	22,000		22,000
28 TRANSFERS TO GENERAL SERVICES	23,473		23,473
30 EQUIPMENT NEW/REPLACEMENT	28,400		28,400
40 INDIRECT COSTS	136,591		141,192
41 AUDIT FUND SET ASIDE	46,017		52,150
42 ADDITIONAL FRINGE BENEFITS	21,859		26,812
46 CONSULTANTS	219,320		219,320
49 TRANSFERS TO OTHER STATE AGENCS	77,004		77,004
50 PERSONAL SERVICE-TEMP/APPOINTE	90,802		90,802
70 IN-STATE TRAVEL	173,575		177,988
80 OUT-OF-STATE TRAVEL	12,500		14,500
90 FORM II FLOW-THRU	12,704		12,704
91 FORM II DISCRETIONARY	20,583,927		23,583,927
92 DISCRETIONARY CONTRACTS	2,000,209		2,000,209
93 SILVER GRANTS	2,010,468		2,010,468
94 ENROLLMENT	1,236,422		1,421,884
95 PDVERTY	15,897,699		18,282,124
96 TRAINING	2,949,607		3,591,818
97 DROPOUT GRANT	10,000		15,000
99 MONITORING GRANT	500,000		500,000
	310,000		310,000
TOTAL	46,826,177		52,959,916
ESTIMATED SOURCE OF FUNDS FOR			
SPECIAL EDUCATION-ELEM/SEC			
00 FEDERAL FUNDS	46,826,177		52,959,916
TOTAL	46,826,177		52,959,916
06 EDUCATION			
03 DEPARTMENT OF EDUCATION			
03 DIVISION OF INSTRUCTION			
01 INSTRUCTION			
12 SPECIAL EDUCATION-PRESCHOOL			
10 PERSONAL SERVICES - PERMANENT	75,646		77,226
20 CURRENT EXPENSES	7,745		7,864
24 MAINT-OTHER THAN BULD.& GRNDS	600		600
26 ORGANIZATIONAL DUES	3,609		3,611
28 TRANSFERS TO GENERAL SERVICES	3,300		3,300
30 EQUIPMENT NEW/REPLACEMENT	12,500		16,508
40 INDIRECT COSTS	21,162		2,167
41 AUDIT FUND SET ASIDE	3,920		3,920
42 ADDITIONAL FRINGE BENEFITS	5,000		5,920
46 CONSULTANTS	27,989		5,000
60 BENEFITS	5,000		28,574
70 IN-STATE TRAVEL	5,000		5,000

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06 EDUCATION					
03 DEPARTMENT OF EDUCATION					
03 DIVISION OF INSTRUCTION					
01 INSTRUCTION					
12 SPECIAL EDUCATION-PRESCHOOL					
80 OUT-OF STATE TRAVEL					1,000
90 ENTITLEMENT					1,524,504
91 DISCRETIONARY					258,112
92 CONTRACTS					131,142
93 ENROLLMENT					80,936
94 POVERTY					13,782
96 EDUCATIONAL TRAINING					3,000
TOTAL				2,163,979	2,166,244
ESTIMATED SOURCE OF FUNDS FOR					
SPECIAL EDUCATION-PRESCHOOL					
00 FEDERAL FUNDS				2,163,979	2,166,244
TOTAL				2,163,979	2,166,244
06 EDUCATION					
03 DEPARTMENT OF EDUCATION					
03 DIVISION OF INSTRUCTION					
01 INSTRUCTION					
13 STATE IMPROVE PLAN/GRANT					
20 CURRENT EXPENSES				43,600	43,600
24 MAINT-OTHER THAN BULD.& GRNDS				300	300
26 ORGANIZATIONAL DUES				3,000	3,000
28 TRANSFERS TO GENERAL SERVICES				5,414	5,417
30 EQUIPMENT NEW/REPLACEMENT				2,500	2,500
40 INDIRECT COSTS				37,097	38,029
41 AUDIT FUND SET ASIDE				807	817
42 ADDITIONAL FRINGE BENEFITS				6,269	6,269
46 CONSULTANTS				131,456	127,539
49 TRANSFERS TO OTHER STATE AGENCS				118,851	861
50 BENEFITRE - BENEFITTED				42,532	127,995
70 IN-STATE TRAVEL				2,500	47,358
80 OUT-OF STATE TRAVEL				2,800	2,500
91 GRANTS				407,764	407,764
TOTAL				806,719	816,749
ESTIMATED SOURCE OF FUNDS FOR					
STATE IMPROVE PLAN/GRANT					
00 FEDERAL FUNDS				806,719	816,749
TOTAL				806,719	816,749

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06 EDUCATION								
03 DEPARTMENT OF EDUCATION								
03 DIVISION OF INSTRUCTION								
01 INSTRUCTION								
17 COMP SCHOOL REFORM DEMO								
20 CURRENT EXPENSES				3,500			3,500	
30 EQUIPMENT NEW/REPLACEMENT				3,000			3,000	
40 INDIRECT COSTS				1,210			1,210	
41 AUDIT FUND SET ASIDE				1,533			1,533	
46 CONSULTANTS				5,000			5,000	
49 TRANSFERS TO OTHER STATE AGENCIES				524			528	
70 IN-STATE TRAVEL				500			500	
80 OUT-OF STATE TRAVEL				5,000			5,000	
91 GRANTS TO DISTRICTS				1,500,000			1,500,000	
92 PROGRAM ACTIVITIES				10,000			10,000	
97 STAFF DEVELOPMENT				2,000			2,000	
TOTAL					1,532,267		1,532,271	
ESTIMATED SOURCE OF FUNDS FOR								
COMP SCHOOL REFORM DEMO								
00 FEDERAL FUNDS					1,532,267		1,532,271	
TOTAL					1,532,267		1,532,271	
06 EDUCATION								
03 DEPARTMENT OF EDUCATION								
03 DIVISION OF INSTRUCTION								
01 INSTRUCTION								
18 TITLE I ACCOUNTABILITY GRANT								
90 GRANTS TO DISTRICTS				300,000			150,000	
TOTAL					300,000		150,000	
ESTIMATED SOURCE OF FUNDS FOR								
TITLE I ACCOUNTABILITY GRANT								
00 FEDERAL FUNDS					300,000		150,000	
TOTAL					300,000		150,000	
06 EDUCATION								
03 DEPARTMENT OF EDUCATION								
03 DIVISION OF INSTRUCTION								
01 INSTRUCTION								
19 READING EXCELLENCE ACT								
10 PERSONAL SERVICES - PERMANENT				47,441			49,500	
20 CURRENT EXPENSES				2,000			2,500	
30 EQUIPMENT NEW/REPLACEMENT				2,500			2,500	
40 INDIRECT COSTS				13,970			14,665	
41 AUDIT FUND SET ASIDE				2,854			2,856	
42 ADDITIONAL FRINGE BENEFITS				2,989			3,117	
46 CONSULTANTS				250,000			250,000	
49 TRANSFERS TO OTHER STATE AGENCIES				3,756			3,758	
60 BENEFITS				1,553			1,535	
70 IN-STATE TRAVEL				2,000			2,000	

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06 EDUCATION	(CONT.)							
03 DEPARTMENT OF EDUCATION	(CONT.)							
03 DIVISION OF INSTRUCTION	(CONT.)							
01 INSTRUCTION	(CONT.)							
19 READING EXCELLENCE ACT	(CONT.)							
80 OUT-OF STATE TRAVEL								
90 LEA FUNDING								
91 TUTORIAL GRANTS								
96 CONFERENCE AND WORKSHOPS								
97 STAFF DEVELOPMENT								
TOTAL					2,853,063		2,855,238	
ESTIMATED SOURCE OF FUNDS FOR								
READING EXCELLENCE ACT					2,853,063		2,855,238	
00 FEDERAL FUNDS					2,853,063		2,855,238	
TOTAL								
06 EDUCATION								
03 DEPARTMENT OF EDUCATION								
03 DIVISION OF INSTRUCTION								
01 INSTRUCTION								
20 TRANSITION TO TEACHING								
20 CURRENT EXPENSES								
30 EQUIPMENT NEW/REPLACEMENT								
40 INDIRECT COSTS								
41 AUDIT FUND SET ASIDE								
42 ADDITIONAL FRINGE BENEFITS								
46 CONSULTANTS								
59 PART-TIME - BENEFITTED								
60 BENEFITS								
70 IN-STATE TRAVEL								
80 OUT-OF STATE TRAVEL								
96 CONFERENCES & WORKSHOP								
97 STIPENDS								
TOTAL					753,649		753,649	
ESTIMATED SOURCE OF FUNDS FOR								
TRANSITION TO TEACHING					753,649		753,649	
00 FEDERAL FUNDS					753,649		753,649	
TOTAL								
06 EDUCATION								
03 DEPARTMENT OF EDUCATION								
03 DIVISION OF INSTRUCTION								
01 INSTRUCTION								
22 21ST CENTURY GRANT								
40 INDIRECT COSTS								
41 AUDIT FUND SET ASIDE								
42 ADDITIONAL FRINGE BENEFITS								
59 PART-TIME - BENEFITTED								
60 BENEFITS								

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06 EDUCATION					
03 DEPARTMENT OF EDUCATION					
03 DIVISION OF INSTRUCTION					
01 INSTRUCTION					
22 21ST CENTURY GRANT					
70 IN-STATE TRAVEL		1,800		2,125	
80 OUT-OF STATE TRAVEL		3,134		3,834	
91 GRANTS		1,966,570		2,466,570	
TOTAL					
ESTIMATED SOURCE OF FUNDS FOR					
21ST CENTURY GRANT		2,045,671		2,548,647	
00 FEDERAL FUNDS		2,045,671		2,548,647	
TOTAL		2,045,671		2,548,647	
TOTAL					
ESTIMATED SOURCE OF FUNDS FOR					
DIVISION OF INSTRUCTION		116,270,487		136,135,579	
FEDERAL FUNDS		115,502,546		135,353,648	
GENERAL FUND		759,441		773,430	
OTHER FUNDS		8,500		8,500	
TOTAL		116,270,487		136,135,579	
06 EDUCATION					
03 DEPARTMENT OF EDUCATION					
04 DIVISION OF PROGRAM SUPPORT					
01 PROGRAM SUPPORT					
01 PROGRAM SUPPORT - STATE					
10 PERSONAL SERVICES - PERMANENT				526,867	
11 PERSONAL SERVICES--UNCLASSIFIED		512,686		78,056	
20 CURRENT EXPENSES		78,056		78,056	
26 ORGANIZATIONAL DUES		55,754		55,754	
30 EMPLOYMENT NEW/REPLACEMENT		950		950	
40 BENEFITS		2,900		2,085	
70 IN-STATE TRAVEL		218,575		223,822	
80 OUT-OF STATE TRAVEL		7,719		7,819	
91 PARTNERS IN EDUCATION		4,750		4,650	
96 DATA/INFO PROCESSING		80,750		80,750	
TOTAL		47,500		47,500	
ESTIMATED SOURCE OF FUNDS FOR					
PROGRAM SUPPORT - STATE		1,009,140		1,028,253	
GENERAL FUND		1,009,140		1,028,253	
TOTAL		1,009,140		1,028,253	

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06 EDUCATION
03 DEPARTMENT OF EDUCATION
04 DIVISION OF PROGRAM SUPPORT
01 PROGRAM SUPPORT
02 TEACHERS COMPETENCE FUND

96 PERSONNEL DEVELOP

TOTAL			
ESTIMATED SOURCE OF FUNDS FOR			
TEACHERS' COMPETENCE FUND			
03 REVOLVING FUNDS			
TOTAL	6,000	12,000	12,000

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FOR THE BIENNIIUM ENDING JUNE 30, 2005,
THE INCOME RECEIVED IN PAU 06-03-04-01-02,
TEACHERS' COMPETENCE FUND, SHALL NOT LAPSE AND
IF THE INCOME IS IN EXCESS OF THE APPROPRIATION
AUTHORITY, SHALL BE MADE AVAILABLE WITH THE
APPROVAL OF GOVERNOR AND COUNCIL FOR THE SOLE
PURPOSE OF PROVIDING SUPPORT FOR ANY ACTIVITY
CALCULATED TO INCREASE THE PROFESSIONAL COMP-
ETENCE OF THE TEACHERS OF NEW HAMPSHIRE.
RSA 186:7-A.

06 EDUCATION
03 DEPARTMENT OF EDUCATION
04 DIVISION OF PROGRAM SUPPORT
01 PROGRAM SUPPORT
03 NH BUILDING AUTHORITY

20 CURRENT EXPENSES
70 IN-STATE TRAVEL
96 CONFERENCES AND WORKSHOPS

TOTAL			
ESTIMATED SOURCE OF FUNDS FOR			
NH BUILDING AUTHORITY			
03 REVOLVING FUNDS			
TOTAL	1,000	1,000	2,896
	1,000	1,000	2,896
	896	896	2,896

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THE INCOME RECEIVED IN PAU 06-03-04-01-03, N.H.
BUILDING AUTHORITY, SHALL NOT LAPSE AND, IF THE
INCOME IS IN EXCESS OF THE APPROPRIATION
AUTHORITY, SHALL BE MADE AVAILABLE WITH THE
APPROVAL OF GOVERNOR AND COUNCIL FOR THE SOLE
PURPOSE OF PROVIDING SUPPORT FOR STATE
GUARANTEES WITH RESPECT TO BORROWINGS AUTHOR-

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06 EDUCATION					
03 DEPARTMENT OF EDUCATION			(CONT.)		
04 DIVISION OF PROGRAM SUPPORT			(CONT.)		
01 PROGRAM SUPPORT			(CONT.)		
03 NH BUILDING AUTHORITY			(CONT.)		
<p>IZED BY SUCH DISTRICTS FOR SCHOOL PROJECTS OF NOT LESS THAN \$100,000 INVOLVING THE CON- STRUCTION, ENLARGEMENT OR ALTERATION OF SCHOOL BUILDINGS. RSA 195-C:1.</p>					
06 EDUCATION					
03 DEPARTMENT OF EDUCATION					
04 DIVISION OF PROGRAM SUPPORT					
01 PROGRAM SUPPORT					
04 COMMON CORE DATA SURVEY					
18 OVERTIME		3,135			3,135
20 CURRENT EXPENSES		3,000			5,000
30 EQUIPMENT NEW/REPLACEMENT		5,500			2,500
40 INDIRECT COSTS	E	4,429			4,429
41 AUDIT FUND SET ASIDE	D	62			197
42 ADDITIONAL FRINGE BENEFITS	D	197			5,000
46 CONSULTANTS		5,000			13,063
50 PERSONAL SERVICE-TEMP/APPOINTE		13,063			2,159
60 BENEFITS		2,159			700
70 IN-STATE TRAVEL		700			14,000
80 OUT-OF STATE TRAVEL		14,000			5,000
95 GRANTS TO DISTRICTS		5,000			5,000
96 STATISTICAL PROJECTS		27,000			
TOTAL			83,245		61,245
ESTIMATED SOURCE OF FUNDS FOR					
COMMON CORE DATA SURVEY					
80 FEDERAL FUNDS			83,245		61,245
TOTAL			83,245		61,245
06 EDUCATION					
03 DEPARTMENT OF EDUCATION					
04 DIVISION OF PROGRAM SUPPORT					
01 PROGRAM SUPPORT					
05 PROGRAM SERVICES - NUTRITION					
10 PERSONAL SERVICES - PERMANENT					
20 CURRENT EXPENSES		239,760			246,963
26 MAINT. OTHER THAN BUILD. & GRNDS		50,000			55,000
26 ORGANIZATIONAL DUES		2,000			2,000
28 TRANSFERS TO GENERAL SERVICES		500			255
30 EQUIPMENT NEW/REPLACEMENT	D	12,632			12,632
40 INDIRECT COSTS		2,700			6,000
41 AUDIT FUND SET ASIDE	E	75,000			76,560
42 ADDITIONAL FRINGE BENEFITS	D	18,320			20,423
46 CONSULTANTS	D	15,105			15,559
49 TRANSFERS TO OTHER STATE AGENCS	D	250,000			250,000
		676			681

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06 EDUCATION	(CONT.)				
03 DEPARTMENT OF EDUCATION	(CONT.)				
04 DIVISION OF PROGRAM SUPPORT	(CONT.)				
01 PROGRAM SUPPORT	(CONT.)				
05 PROGRAM SERVICES - NUTRITION	(CONT.)				
60 BENEFITS		88,711	91,376		
70 IN-STATE TRAVEL		5,000	5,250		
80 OUT-OF STATE TRAVEL		12,000	12,500		
90 SCHOOL LUNCH SPECIAL ASST		12,000,000	13,500,000		
92 SCHOOL MILK		550,000	625,000		
95 SCHOOL BREAKFAST		4,900,000	5,500,000		
97 SANITATION TRAINING		4,000	4,000		
98 STAFF DEVELOPMENT		1,575	3,675		
99 TEAM NUTRITION		95,500	200,000		
TOTAL		18,323,479	20,626,751		
ESTIMATED SOURCE OF FUNDS FOR					
PROGRAM SERVICES - NUTRITION					
00 FEDERAL FUNDS		18,319,479	20,622,751		
09 AGENCY INCOME		4,000	4,000		
TOTAL		18,323,479	20,626,751		
06 EDUCATION					
03 DEPARTMENT OF EDUCATION					
04 DIVISION OF PROGRAM SUPPORT					
01 PROGRAM SUPPORT					
06 SCHOOL NUTRITION - SECTION IV					
41 AUDIT FUND SET ASIDE		5,005	6,006		
91 SCHOOL LUNCH SECTION IV-FED.		5,000,000	6,000,000		
92 SCHOOL LUNCH SECTION IV-STATE		832,003	832,003		
TOTAL		5,837,008	6,838,009		
ESTIMATED SOURCE OF FUNDS FOR					
SCHOOL NUTRITION - SECTION IV					
00 FEDERAL FUNDS		5,005,005	6,006,006		
GENERAL FUND		832,003	832,003		
TOTAL		5,837,008	6,838,009		
06 EDUCATION					
03 DEPARTMENT OF EDUCATION					
04 DIVISION OF PROGRAM SUPPORT					
01 PROGRAM SUPPORT					
07 SUMMER FOOD SERVICE PROGRAM					
20 CURRENT EXPENSES		4,389	5,775		
24 MAINT. OTHER THAN BUILD. & GRNDS		525	550		
40 INDIRECT COSTS		2,462	4,200		
41 AUDIT FUND SET ASIDE		1,425	848		
70 IN-STATE TRAVEL		2,425	3,750		
80 OUT-OF STATE TRAVEL		4,000	4,725		
90 PROGRAM REIMBURSEMENT		680,000	800,000		
95 HEALTH INSPECTION		5,000	6,000		

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06 EDUCATION					
03 DEPARTMENT OF EDUCATION					
04 DIVISION OF PROGRAM SUPPORT					
01 PROGRAM SUPPORT					
07 SUMMER FOOD SERVICE PROGRAM					
96 PROG DEVELOPMENT & INFO		10,000			21,000
98 STAFF DEVELOPMENT		1,250			1,250
TOTAL			711,183		847,498
ESTIMATED SOURCE OF FUNDS FOR					
SUMMER FOOD SERVICE PROGRAM					
00 FEDERAL FUNDS			711,183		847,498
TOTAL			711,183		847,498
06 EDUCATION					
03 DEPARTMENT OF EDUCATION					
04 DIVISION OF PROGRAM SUPPORT					
01 PROGRAM SUPPORT					
09 CHILD AND ADULT FOOD PROGRAM					
40 INDIRECT COSTS	D	5,500			5,775
41 AUDIT FUND SET ASIDE	D	5,151			6,782
46 CONSULTANTS		50,000			52,500
90 PROGRAM AUDITS & REVIEWS		20,000			26,000
91 PROGRAM REIMBURSEMENT		4,500,000			6,000,000
92 CASH/COMMODITIES REIMBURSEMENT		70,000			90,000
95 SPONSOR ADMIN HOMES		500,000			600,000
TOTAL			5,150,651		6,781,057
ESTIMATED SOURCE OF FUNDS FOR					
CHILD AND ADULT FOOD PROGRAM					
00 FEDERAL FUNDS			5,150,651		6,781,057
TOTAL			5,150,651		6,781,057
06 EDUCATION					
03 DEPARTMENT OF EDUCATION					
04 DIVISION OF PROGRAM SUPPORT					
01 PROGRAM SUPPORT					
10 EDUCATION CREDENTIALING					
10 PERSONAL SERVICES - PERMANENT		401,415			415,770
18 OVERTIME		8,270			8,270
20 CURRENT EXPENSES		58,548			66,048
24 MAINT-OTHER THAN BULD. & GRNDS		3,500			3,500
26 ORGANIZATIONAL DUES		6,000			9,000
28 TRANSFERS TO GENERAL SERVICES	D	19,850			61,585
30 EQUIPMENT NEW/REPLACEMENT		33,700			39,700
40 INDIRECT COSTS	E	111,685			122,754
42 ADDITIONAL FRINGE BENEFITS	D	25,289			26,193
46 CONSULTANTS		64,000			73,000
50 PERSONAL SERVICE-TEMP/APPOINTEE		66,500			68,500
60 BENEFITS		156,670			162,135
70 IN-STATE TRAVEL		24,000			25,500

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06 EDUCATION				(CONT.)		
03 DEPARTMENT OF EDUCATION				(CONT.)		
04 DIVISION OF PROGRAM SUPPORT				(CONT.)		
01 PROGRAM SUPPORT				(CONT.)		
10 EDUCATION CREDENTIALING						
80 OUT-OF STATE TRAVEL				25,000		28,000
96 PROFESSIONAL STANDARDS				65,000		80,000
97 STAFF DEVELOPMENT				7,000		7,000
98 NETWORK-WALKER BUILD				13,534		
TOTAL				1,089,961		1,196,955
ESTIMATED SOURCE OF FUNDS FOR						
EDUCATION CREDENTIALING						
09 AGENCY INCOME				1,089,961		1,196,955
TOTAL				1,089,961		1,196,955
<p>THE STATE BOARD OF EDUCATION IS HEREBY AUTHORIZED TO EXPEND, IN ACCORDANCE WITH RSA 186:11, X, ANY EXISTING BALANCE AND ANY FUNDS WHICH MAY BECOME AVAILABLE DURING THE BIENNium IN PAU 06-03-04-01-10. SUCH EXPENDITURES SHALL BE MADE AS NECESSARY FOR THE EFFICIENT OPERATION OF SAID OFFICE. NO PORTION OF THE FUNDS COLLECTED FROM THESE FEES SHALL LAPSE.</p>						
06 EDUCATION						
03 DEPARTMENT OF EDUCATION						
04 DIVISION OF PROGRAM SUPPORT						
01 PROGRAM SUPPORT						
11 TECH LITERACY CHALLENGE						
10 PERSONAL SERVICES - PERMANENT				53,586		56,023
18 OVERTIME EXPENSES				1,045		1,045
20 CORRENTIAL TONALUES				4,000		4,000
26 TRANSPORTATION				1,005		1,005
38 EQUIPMENT NEW/REPLACEMENT				3,000		3,000
40 EQUIPMENT COSTS				13,255		13,255
41 INDIRECT COSTS				3,080		3,080
41 AUDIT FUND SET ASIDE				3,595		3,595
42 ADDITIONAL FRINGE BENEFITS				8,364		8,425
49 TRANSFERS TO OTHER STATE AGENCIES				15,700		15,700
50 PERSONAL SERVICE-TEMP/APPOINTE				21,515		22,317
60 BENEFITS				8,000		8,000
70 IN-STATE TRAVEL						
80 OUT-OF STATE TRAVEL				6,000		6,000
91 GRANTS TO DISTRICTS				2,921,397		2,921,397
96 WORKSHOPS				15,000		15,000
TOTAL				3,079,789		3,083,713

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06 EDUCATION								
03 DEPARTMENT OF EDUCATION								
04 DIVISION OF PROGRAM SUPPORT								
01 PROGRAM SUPPORT								
11 TECH LITERACY CHALLENGE								
ESTIMATED SOURCE OF FUNDS FOR								
TECH LITERACY CHALLENGE								
00 FEDERAL FUNDS					3,079,789		3,083,713	
TOTAL					3,079,789		3,083,713	
06 EDUCATION								
03 DEPARTMENT OF EDUCATION								
04 DIVISION OF PROGRAM SUPPORT								
01 PROGRAM SUPPORT								
12 PROJECT NEW TEACHERS								
20 CURRENT EXPENSES					7,200		7,200	
26 ORGANIZATIONAL DUES					100		100	
28 TRANSFERS TO GENERAL SERVICES					1,805		1,806	
30 EQUIPMENT NEW/REPLACEMENT					10,000		10,000	
40 INDIRECT COSTS					3,909		3,994	
41 AUDIT FUND SET ASIDE					738		773	
42 ADDITIONAL FRINGE BENEFITS					2,881		2,902	
49 TRANSFERS TO OTHER STATE AGENCIES					32,881		32,902	
50 BENEFITS - BENEFITTED					37,664		39,590	
60 BENEFITS					13,939		14,574	
70 IN-STATE TRAVEL					2,000		2,000	
80 OUT-OF-STATE TRAVEL					6,000		6,000	
90 LEA FUNDING					497,000		516,000	
92 SPECIAL PROJECTS					154,875		162,619	
TOTAL					737,402		772,260	
ESTIMATED SOURCE OF FUNDS FOR								
PROJECT NEW TEACHERS								
00 FEDERAL FUNDS					737,402		772,260	
TOTAL					737,402		772,260	
06 EDUCATION								
03 DEPARTMENT OF EDUCATION								
04 DIVISION OF PROGRAM SUPPORT								
01 PROGRAM SUPPORT								
13 TROOPS TO TEACHERS								
46 CONSULTANTS					25,000		27,000	
96 CONFERENCES & WORKSHOPS					25,000		27,000	
TOTAL					50,000		54,000	
ESTIMATED SOURCE OF FUNDS FOR								
TROOPS TO TEACHERS								
05 PRIVATE LOCAL FUNDS					50,000		54,000	
TOTAL					50,000		54,000	

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06 EDUCATION								
03 DEPARTMENT OF EDUCATION								
04 DIVISION OF PROGRAM SUPPORT								
01 PROGRAM SUPPORT								
14 GATES LEADERSHIP								
20 CURRENT EXPENSES								
				D	13,000		18,000	
30 EQUIPMENT NEW/REPLACEMENT					34,000		40,000	
42 ADDITIONAL FRINGE BENEFITS					3,343		3,343	
46 CONSULTANTS					82,000		92,000	
59 PART-TIME - BENEFITTED					53,060		53,060	
60 BENEFITS					19,632		19,632	
70 IN-STATE TRAVEL					7,000		10,000	
80 OUT-OF STATE TRAVEL							11,000	
90 CONFERENCES & WORKSHOPS					430,000		480,000	
TOTAL					649,035		727,035	
ESTIMATED SOURCE OF FUNDS FOR								
GATES LEADERSHIP								
05 PRIVATE LOCAL FUNDS				I	644,035		722,035	
09 AGENCY INCOME				I	5,000		5,000	
TOTAL					649,035		727,035	
06 EDUCATION								
03 DEPARTMENT OF EDUCATION								
04 DIVISION OF PROGRAM SUPPORT								
01 PROGRAM SUPPORT								
15 SCHOOL REPAIR AND RENOVATION								
40 INDIRECT COSTS								
41 AUDIT FUND SET ASIDE				E	3,848			
46 CONSULTANTS				D	4,539			
90 EMERGENCY REPAIRS					36,993			
91 IDEA AND TECHNOLOGY					3,369,670			
					1,123,223			
TOTAL					4,538,273			
ESTIMATED SOURCE OF FUNDS FOR								
SCHOOL REPAIR AND RENOVATION								
00 FEDERAL FUNDS					4,538,273			
TOTAL					4,538,273			
						41,268,062	42,031,672	
TOTAL								
ESTIMATED SOURCE OF FUNDS FOR								
DIVISION OF PROGRAM SUPPORT								
FEDERAL FUNDS					37,625,027		38,174,530	
GENERAL FUNDS					1,841,143		1,860,256	
OTHER FUNDS					1,801,892		1,996,886	
TOTAL					41,268,062		42,031,672	

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06 EDUCATION			
03 DEPARTMENT OF EDUCATION			
05 DIV OF CAREER TECH/ADULT LEARN			
01 CAREER TECH & ADULT LEARNING			
01 CAREER TECH & ADULT LEARN-ADM			
10 PERSONAL SERVICES - PERMANENT			
11 PERSONAL SERVICES-UNCLASSIFIED	28,163		29,153
20 CURRENT EXPENSES	78,056		78,056
22 RENT&LEASES OTHER THAN STATE	8,226		8,637
30 EQUIPMENT NEW/REPLACEMENT	10,379		10,898
60 BENEFITS	315		331
70 IN-STATE TRAVEL	39,301		39,668
80 OUT-OF-STATE TRAVEL	1,642		1,724
TOTAL	1,315	167,395	169,846
ESTIMATED SOURCE OF FUNDS FOR			
CAREER TECH & ADULT LEARN-ADM			
GENERAL FUND			
TOTAL		167,395	169,846
167,395			
169,846			
169,846			
06 EDUCATION			
03 DEPARTMENT OF EDUCATION			
05 DIV OF CAREER TECH/ADULT LEARN			
01 CAREER TECH & ADULT LEARNING			
03 APPRENTICESHIP TRAINING			
90 GRANTS - APPRENTICESHIP			
TOTAL	390,925		390,925
390,925			
390,925			
390,925			
I			
06 EDUCATION			
03 DEPARTMENT OF EDUCATION			
05 DIV OF CAREER TECH/ADULT LEARN			
01 CAREER TECH & ADULT LEARNING			
04 VOCATIONAL EDUCATION-FEDERAL			
10 PERSONAL SERVICES - PERMANENT			
20 CURRENT EXPENSES	326,209		334,960
24 MAINT OTHER THAN BUILD. & GRNDS	30,000		30,000
26 ORGANIZATIONAL DUES	2,400		2,400
28 TRANSFERS TO GENERAL SERVICES	32,000		32,000
30 EQUIPMENT NEW/REPLACEMENT	14,436		56,756
40 INDIRECT COSTS	11,100		12,650
41 AUDIT FUND SET ASIDE	83,855		86,044
42 ADDITIONAL FRINGE BENEFITS	6,619		6,678
46 CONSULTANTS	20,552		21,103
49 TRANSFERS TO OTHER STATE AGENCS	53,000		53,000
60 BENEFITS	7,744		7,800
70 IN-STATE TRAVEL	120,697		123,935
TOTAL	7,000		7,000

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06	EDUCATION				(CONT.)		
03	DEPARTMENT OF EDUCATION				(CONT.)		
05	DIV OF CAREER TECH/ADULT LEARN				(CONT.)		
01	CAREER TECH & ADULT LEARNING				(CONT.)		
04	VOCATIONAL EDUCATION-FEDERAL						
	80 OUT-OF STATE TRAVEL				31,500		31,500
	90 GRANTS - TITLE IIC				43,000		63,000
	91 GRANTS - TITLE IIC				5,500,000		5,500,000
	95 STAFF & CURRICULUM DEV				220,000		220,000
	96 NON-TRADITIONAL				3,000		3,000
	97 RESEARCH				12,800		12,800
	98 PROGRAM DEV & INFO				61,500		61,500
	99 VOCATIONAL GUIDANCE				11,200		11,200
	TOTAL				6,618,612		6,677,326
	ESTIMATED SOURCE OF FUNDS FOR						
	VOCATIONAL EDUCATION-FEDERAL				6,618,612		6,677,326
	00 FEDERAL FUNDS				6,618,612		6,677,326
	TOTAL						
06	EDUCATION						
03	DEPARTMENT OF EDUCATION						
05	DIV OF CAREER TECH/ADULT LEARN						
01	CAREER TECH & ADULT LEARNING						
05	VOCATIONAL EDUCATION-SPECIAL						
	10 PERSONAL SERVICES - PERMANENT				50,108		51,305
	20 CURRENT EXPENSES				5,000		5,000
	24 MAINT. OTHER THAN BULD. & GRNDS				300		300
	26 ORGANIZATIONAL DUES				300		300
	30 TEACHERS TO GENERAL SERVICES				1,805		4,295
	38 TEACHERS TO GENERAL SERVICES				2,225		2,500
	40 EMPLOYEES TO REPLACEMENT				14,745		15,040
	41 INDIRECT COST/REPLACEMENT				3,152		717
	42 AUDIT FUND SET ASIDE				3,152		3,232
	44 ADDITIONAL FRINGE BENEFITS				507		500
	46 CONSULTANTS				17,026		17,570
	50 PERSONAL SERVICE-TEMP/APPOINTE				19,842		20,327
	60 BENEFITS				1,700		1,700
	70 IN-STATE TRAVEL				5,000		5,000
	80 OUT-OF STATE TRAVEL				550,000		550,000
	94 GRANTS - TECH PREP				2,500		2,500
	96 ANCILLARY SERVICES				1,500		1,500
	97 PROGRAM DEVELOPMENT & INFORMAT				35,000		35,000
	98 TECH PREP						
	TOTAL				711,416		716,786
	ESTIMATED SOURCE OF FUNDS FOR						
	VOCATIONAL EDUCATION-SPECIAL				711,416		716,786
	00 FEDERAL FUNDS				711,416		716,786
	TOTAL						

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06 EDUCATION			
03 DEPARTMENT OF EDUCATION			
05 DIV OF CAREER TECH/ADULT LEARN			
01 CAREER TECH & ADULT LEARNING			
06 VOCATIONAL EDUCATION-STATE			
10 PERSONAL SERVICES-PERM. CLASSI			
20 CURRENT EXPENSES	373,128		384,417
26 ORGANIZATIONAL DUES	24,975		24,975
30 EQUIPMENT NEW/REPLACEMENT	5,125		5,125
60 BENEFITS	1,260		1,260
70 IN-STATE TRAVEL	138,057		142,234
80 OUT-OF-STATE TRAVEL	8,875		8,875
90 APPRENTICESHIP TRAINING	2,625		2,625
	160,000		160,240
F			
TOTAL		714,045	729,751
ESTIMATED SOURCE OF FUNDS FOR			
VOCATIONAL EDUCATION-STATE			
GENERAL FUND		714,045	729,751
TOTAL		714,045	729,751
06 EDUCATION			
03 DEPARTMENT OF EDUCATION			
05 DIV OF CAREER TECH/ADULT LEARN			
01 CAREER TECH & ADULT LEARNING			
07 SCHOOL BASED SERVICE LEARNING			
20 CURRENT EXPENSES	10,000		12,000
40 INDIRECT COSTS	2,150		2,150
41 AUDIT FUND SET ASIDE	213		213
49 TRANSFERS TO OTHER STATE AGENCS	2,097		2,113
70 IN-STATE TRAVEL	3,000		3,000
80 OUT-OF-STATE TRAVEL	5,000		5,000
90 GRANTS	165,000		165,000
96 WORKSHOPS	25,000		25,000
		212,460	214,578
TOTAL			
ESTIMATED SOURCE OF FUNDS FOR			
SCHOOL BASED SERVICE LEARNING			
00 FEDERAL FUNDS		212,460	214,578
TOTAL		212,460	214,578
06 EDUCATION			
03 DEPARTMENT OF EDUCATION			
05 DIV OF CAREER TECH/ADULT LEARN			
01 CAREER TECH & ADULT LEARNING			
08 CHARACTER AND CITIZENSHIP EDUC			
20 CURRENT EXPENSES	13,260		13,260
24 MAINT. OTHER THAN BUILD. & GRNDS	300		300
28 TRANSFERS TO GENERAL SERVICES	1,805		1,805
30 EQUIPMENT NEW/REPLACEMENT	9,450		9,450
40 INDIRECT COSTS	11,040		11,040
41 AUDIT FUND SET ASIDE	653		653
D			
E			
D			

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06 EDUCATION			(CONT.)		
05 DEPARTMENT OF EDUCATION			(CONT.)		
05 DIV OF CAREER TECH/ADULT LEARN			(CONT.)		
01 CAREER TECH & ADULT LEARNING			(CONT.)		
08 CHARACTER AND CITIZENSHIP EDUC			(CONT.)		
42 ADDITIONAL FRINGE BENEFITS	D		2,543	2,657	
46 CONSULTANTS			10,000	10,000	
49 TRANSFERS TO OTHER STATE AGENCS	D		1,483	1,494	
59 PART-TIME - BENEFITTED			40,365	42,159	
60 BENEFITS			14,935	15,599	
70 IN-STATE TRAVEL			5,500	5,500	
80 OUT-OF-STATE TRAVEL			11,400	12,000	
90 GRANTS			500,000	500,000	
96 STAFF DEVELOPMENT			30,000	30,000	
TOTAL			652,734	658,165	
ESTIMATED SOURCE OF FUNDS FOR					
CHARACTER AND CITIZENSHIP EDUC			652,734	658,165	
00 FEDERAL FUNDS			652,734	658,165	
TOTAL					
06 EDUCATION					
05 DEPARTMENT OF EDUCATION					
05 DIV OF CAREER TECH/ADULT LEARN					
01 CAREER TECH & ADULT LEARNING					
09 YOUTH TITLE I					
10 PERSONAL SERVICES - PERMANENT			44,928	46,976	
20 CURRENT EXPENSES			16,000	16,800	
24 MAINT. OTHER THAN BUILD. & GRNDS			618	649	
26 ORGANIZATIONAL DUES			600	630	
28 TRANSFERS TO GENERAL SERVICES	D			11,614	
30 EQUIPMENT NEW/REPLACEMENT			7,500	7,875	
40 INDIRECT COSTS	E		22,287	23,453	
42 ADDITIONAL FRINGE BENEFITS			6,842	7,139	
49 TRANSFERS TO OTHER STATE AGENCS	D		1,835	1,848	
59 PART-TIME - BENEFITTED			70,000	72,953	
60 BENEFITS			42,523	44,374	
70 IN-STATE TRAVEL			3,000	3,150	
80 OUT-OF-STATE TRAVEL			8,500	8,925	
90 CLIENT SERVICES			2,733,300	2,869,965	
TOTAL			2,957,933	3,116,351	
ESTIMATED SOURCE OF FUNDS FOR					
YOUTH TITLE I			2,957,933	3,116,351	
05 PRIVATE LOCAL FUNDS	I		2,957,933	3,116,351	
TOTAL					

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06 EDUCATION				
03 DEPARTMENT OF EDUCATION				
05 DIV OF CAREER TECH/ADULT LEARN				
01 CAREER TECH & ADULT LEARNING				
10 (CHSP) COMMUNITY HIGHER ED				
10 PERSONAL SERVICES - PERMANENT				
20 CURRENT EXPENSES		42,011		42,998
24 MAINT. OTHER THAN BULD. & GRNDS		12,155		12,155
26 ORGANIZATIONAL DUES		300		300
30 EQUIPMENT NEW/REPLACEMENT		5,140		6,338
40 INDIRECT COSTS		4,715		4,849
41 AUDIT FUND SET ASTOE		650		703
42 ADDITIONAL FRINGE BENEFITS		2,647		2,709
49 TRANSFRS TO OTHER STATE AGENCS		310		312
60 BENEFITS		15,544		15,909
70 IN-STATE TRAVEL		3,000		3,000
80 OUT-OF STATE TRAVEL		13,000		13,000
90 GRANTS		500,000		550,000
96 STAFF DEVELOPMENT		50,000		50,000
TOTAL		649,772		702,593
ESTIMATED SOURCE OF FUNDS FOR				
(CHSP) COMMUNITY HIGHER ED				
00 FEDERAL FUNDS		649,772		702,593
TOTAL		649,772		702,593
06 EDUCATION				
03 DEPARTMENT OF EDUCATION				
05 DIV OF CAREER TECH/ADULT LEARN				
02 VOCATIONAL REHABILITATION				
01 VOCATIONAL REHAB-STATE				
10 PERSONAL SERVICES - PERMANENT				
20 CURRENT EXPENSES		99,977		102,624
26 ORGANIZATIONAL DUES		1,090		1,145
30 EQUIPMENT NEW/REPLACEMENT		11		12
60 BENEFITS		473		497
70 IN-STATE TRAVEL		36,991		37,971
		1,695		1,780
TOTAL		140,237		144,029
ESTIMATED SOURCE OF FUNDS FOR				
VOCATIONAL REHAB--STATE				
GENERAL FUND		140,237		144,029
TOTAL		140,237		144,029

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06 EDUCATION					
03 DEPARTMENT OF EDUCATION					
05 DIV OF CAREER TECH/ADULT LEARN					
02 VOCATIONAL REHABILITATION					
02 PROGRAM ADMINISTRATION					
10 PERSONAL SERVICES - PERMANENT					
20 CURRENT EXPENSES			645,975		665,768
22 RENT/LEASES OTHER THAN STATE			43,050		45,203
24 RENT/LEASES OTHER THAN STATE			52,500		55,125
26 MAINT OTHER THAN BLDG. & GRNDS			4,410		4,631
26 ORGANIZATIONAL DUES			315		331
28 TRANSFER TO GENERAL SERVICES	D				97,162
30 EQUIPMENT NEW/REPLACEMENT			6,300		6,615
40 INDIRECT COSTS					118,410
41 AUDIT FUND SET ASIDE	E		113,319		1,304
42 ADDITIONAL FRINGE BENEFITS	D		36,167		38,080
49 TRANSFERS TO OTHER STATE AGENCS	D		7,692		189
59 PART-TIME - BENEFITTED			241,859		8,038
60 BENEFITS			12,726		249,308
70 IN-STATE TRAVEL					13,362
TOTAL			1,166,499		1,303,526
ESTIMATED SOURCE OF FUNDS FOR					
PROGRAM ADMINISTRATION					
00 FEDERAL FUNDS			1,166,499		1,303,526
TOTAL			1,166,499		1,303,526
06 EDUCATION					
03 DEPARTMENT OF EDUCATION					
05 DIV OF CAREER TECH/ADULT LEARN					
02 VOCATIONAL REHABILITATION					
03 FIELD PROGRAMS-HATCH					
10 PERSONAL SERVICES - PERMANENT			2,569,431		2,635,396
18 OVERTIME			15,000		15,750
20 CURRENT EXPENSES			258,300		272,580
22 RENT/LEASES OTHER THAN STATE			309,750		325,238
24 RENT/LEASES OTHER THAN STATE			1,260		1,323
26 MAINT OTHER THAN BLDG. & GRNDS			7,000		8,000
26 ORGANIZATIONAL DUES			152,250		164,273
30 EQUIPMENT NEW/REPLACEMENT			484,703		498,929
40 INDIRECT COSTS	E		10,483		10,862
41 AUDIT FUND SET ASIDE	D		162,620		166,616
42 ADDITIONAL FRINGE BENEFITS	D		277,250		259,613
46 CONSULTANTS			12,448		76,070
49 TRANSFERS TO OTHER STATE AGENCS	D		957,989		16,309
50 PERSONAL SERVICE-TEMP/APPOINTE			82,262		982,173
60 BENEFITS			21,243		97,380
70 IN-STATE TRAVEL			5,095,162		23,795
80 OUT-OF STATE TRAVEL			2,802,048		5,307,314
90 REHAB. SERVICES-FEDERAL					2,913,649
91 REHAB. SERVICES-STATE					

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06 EDUCATION				(CONT.)		
03 DEPARTMENT OF EDUCATION				(CONT.)		
05 DIV OF CAREER TECH/ADULT LEARN				(CONT.)		
02 VOCATIONAL REHABILITATION				(CONT.)		
03 FIELD PROGRAMS-MATCH				(CONT.)		
FUNDS APPROPRIATED FOR REHABILITATION SERVICES,						
STATE. SHALL BE EXPENDED TO MEET MATCH AND/OR						
MAINTENANCE OF EFFORT REQUIREMENTS.						
TOTAL					13,285,043	13,775,270
ESTIMATED SOURCE OF FUNDS FOR						
FIELD PROGRAMS-MATCH						
00 FEDERAL FUNDS					10,482,997	10,861,621
GENERAL FUND					2,802,046	2,913,649
TOTAL					13,285,043	13,775,270
06 EDUCATION						
03 DEPARTMENT OF EDUCATION						
05 DIV OF CAREER TECH/ADULT LEARN						
02 VOCATIONAL REHABILITATION						
04 ST SUPPORTED EMPL TITLE VI-C						
20 CURRENT EXPENSES				500		500
40 INDIRECT COSTS				2,633		2,633
41 AUDIT FUND SET ASIDE				388		388
50 PERSONAL SERVICE-TEMP/APPOINTEE				21,214		21,214
90 BENEFITS				1,623		1,623
00 IN-STATE TRAVEL				600		600
90 CLIENT SERVICES				360,500		360,500
TOTAL				387,458		387,458
ESTIMATED SOURCE OF FUNDS FOR						
ST SUPPORTED EMPL TITLE VI-C						
00 FEDERAL FUNDS					387,458	387,458
TOTAL					387,458	387,458
06 EDUCATION						
03 DEPARTMENT OF EDUCATION						
05 DIV OF CAREER TECH/ADULT LEARN						
02 VOCATIONAL REHABILITATION						
05 IN-SERVICE TRAINING						
40 INDIRECT COSTS				5,911		5,911
41 AUDIT FUND SET ASIDE				60		60
70 IN-STATE TRAVEL				501		501
80 OUT-OF STATE TRAVEL				3,000		3,000
96 WORKSHOPS				50,235		50,235
97 TRAINING MATCH				5,388		5,416
TOTAL				65,095		65,123
ESTIMATED SOURCE OF FUNDS FOR						
IN-SERVICE TRAINING						
00 FEDERAL FUNDS					59,707	59,707

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06 EDUCATION				(CONT.)		
03 DEPARTMENT OF EDUCATION				(CONT.)		
05 DIV OF CAREER TECH/ADULT LEARN				(CONT.)		
02 VOCATIONAL REHABILITATION				(CONT.)		
05 IN-SERVICE TRAINING						
GENERAL FUND				5,388		5,416
TOTAL				65,095		65,123
06 EDUCATION						
03 DEPARTMENT OF EDUCATION						
05 DIV OF CAREER TECH/ADULT LEARN						
02 VOCATIONAL REHABILITATION						
06 SOCIAL SECURITY TRUST FUND PRO						
10 PERSONAL SERVICES - PERMANENT				63,122		63,968
20 CURRENT EXPENSES				7,000		7,210
34 EQUIP. OTHER THAN BLDG. & GRNDS				600		600
40 EQUIPMENT NEW/REPLACEMENT				142,150		146,415
41 INDIRECT COSTS				20,202		20,418
42 AUDIT FUND SET ASIDE				757		708
42 ADDITIONAL FRINGE BENEFITS				3,977		4,030
50 PERSONAL SERVICE-TEMP/APPOINTE				62,700		62,700
60 BENEFITS				28,152		28,465
70 IN-STATE TRAVEL				2,500		2,575
80 OUT-OF STATE TRAVEL				15,600		16,068
90 REHABILITATION SERVICES				325,000		334,750
96 TUITION & WORKSHOPS				40,000		40,000
98 NETWORK-WALKER BUILD				65,247		
TOTAL				777,007		727,907
ESTIMATED SOURCE OF FUNDS FOR						
SOCIAL SECURITY TRUST FUND PRO				757,007		707,907
00 FEDERAL FUNDS				20,000		20,000
09 AGENCY INCOME				777,007		727,907
TOTAL						
06 EDUCATION						
03 DEPARTMENT OF EDUCATION						
05 DIV OF CAREER TECH/ADULT LEARN						
02 VOCATIONAL REHABILITATION						
07 INDEPENDENT SERVICES (PART B)						
20 CURRENT EXPENSES				1,575		1,654
22 RENT/LEASES OTHER THAN STATE				1,535		1,612
28 TRANSFERS TO GENERAL SERVICES						5,807
41 INDIRECT COSTS				4,565		4,971
42 AUDIT FUND SET ASIDE				386		382
42 ADDITIONAL FRINGE BENEFITS				712		785
50 PERSONAL SERVICE-TEMP/APPOINTE				15,083		15,837
59 PART-TIME - BENEFITTED				11,304		12,462
60 BENEFITS				5,336		5,823
70 IN-STATE TRAVEL				1,050		1,103
80 OUT-OF STATE TRAVEL				105		110

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	FISCAL YEAR 2004	FISCAL YEAR 2005
1. Total	100.00	100.00
2. Government	10.00	10.00
3. Private	90.00	90.00
4. Foreign	10.00	10.00
5. Domestic	80.00	80.00
6. Total	100.00	100.00
7. Government	10.00	10.00
8. Private	90.00	90.00
9. Foreign	10.00	10.00
10. Domestic	80.00	80.00

04 EDUCATION (CONT.)
03 DEPARTMENT OF EDUCATION (CONT.)
05 DIV OF CAREER TECH/ADULT LEARN (CONT.)
02 VOCATIONAL REHABILITATION (CONT.)
07 INDEPENDENT SERVICES (PART B) (CONT.)

344,197	330,929
31,681	33,061

417,529	414,536
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385,849	381,475
31,680	33,061
417,529	414,536

06 EDUCATION
03 DEPARTMENT OF EDUCATION
05 DIV OF CAREER TECH/ADULT LEARN
02 VOCATIONAL REHABILITATION
08 INDEPENDENT SERVICES (PART C)

250	250
249,750	249,750

TOTAL	250,000
ESTIMATED SOURCE OF FUNDS FOR	
INDEPENDENT SERVICES (PART C)	
00 FEDERAL FUNDS	250,000
TOTAL	250,000

06 EDUCATION
03 DEPARTMENT OF EDUCATION
05 DIV OF CAREER TECH/ADULT LEARN
02 VOCATIONAL REHABILITATION
09 INTERPRETER CERTIFICATION

15,000
15,000

TOTAL		15,000
ESTIMATED SOURCE OF FUNDS FOR		
INTERPRETER CERTIFICATION		
03 REVOLVING FUNDS	1	15,000
TOTAL		15,000

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06 EDUCATION					
03 DEPARTMENT OF EDUCATION					
05 DIV OF CAREER TECH/ADULT LEARN					
02 VOCATIONAL REHABILITATION					
10 BLIND PROGRAM-STATE					
10 PERSONAL SERVICES - PERMANENT					
20 CURRENT EXPENSES			130,262		133,759
22 RENTALS&LEASES OTHER THAN STATE			7,994		8,394
36 ORGANIZATIONAL DUES			7,257		7,620
30 EQUIPMENT NEW/REPLACEMENT			5,775		6,064
20 BENEFITS			630		662
70 IN-STATE TRAVEL			48,197		49,491
80 OUT-OF STATE TRAVEL			8,706		9,141
			1,050		1,103
TOTAL					
ESTIMATED SOURCE OF FUNDS FOR					216,234
BLIND PROGRAM-STATE					
GENERAL FUND				209,871	
TOTAL				209,871	216,234
06 EDUCATION					
03 DEPARTMENT OF EDUCATION					
05 DIV OF CAREER TECH/ADULT LEARN					
02 VOCATIONAL REHABILITATION					
11 BLIND PROGRAM-FEDERAL					
10 PERSONAL SERVICES - PERMANENT					
20 CURRENT EXPENSES			152,225		154,132
22 RENTALS&LEASES OTHER THAN STATE			7,065		7,277
28 TRANSFERS TO GENERAL SERVICES			6,240		6,427
40 INDIRECT COSTS					30,973
41 AUDIT FUND SET ASIDE			29,016		29,975
42 ADDITIONAL FRINGE BENEFITS					565
60 BENEFITS			9,590		9,710
70 IN-STATE TRAVEL			56,323		57,029
80 OUT-OF STATE TRAVEL			6,250		6,438
90 CLIENT SERVICES			500		515
			254,000		261,620
TOTAL					
ESTIMATED SOURCE OF FUNDS FOR					564,661
BLIND PROGRAM-FEDERAL					
00 FEDERAL FUNDS				521,731	
TOTAL				521,731	564,661
				521,731	564,661

06 EDUCATION
03 DEPARTMENT OF EDUCATION
05 DIV OF CAREER TECH/ADULT LEARN
02 VOCATIONAL REHABILITATION
12 VENDING STANDS

10	PERSONAL SERVICES - PERMANENT	D
20	CURRENT EXPENSES	D
22	RENTS/LEASES OTHER THAN STATE	D
28	TRANSFERS TO GENERAL SERVICES	D
40	INDIRECT COSTS	D
41	AUDIT FUND SET ASIDE	D
42	ADDITIONAL FRINGE BENEFITS	D
46	CONSULTANTS	
60	BENEFITS	
70	IN-STATE TRAVEL	
80	OUT OF STATE TRAVEL	
90	REHABILITATIVE SERVICES	

TOTAL	328,673	343,715
ESTIMATED SOURCE OF FUNDS FOR		
VENDING STANDS		
00 FEDERAL FUNDS	328,673	343,715
TOTAL	328,673	343,715

06 EDUCATION
03 DEPARTMENT OF EDUCATION
05 DIV OF CAREER TECH/ADULT LEARN
02 VOCATIONAL REHABILITATION
13 JOHN NESMITH FUND
90 CLIENT SERVICES

TOTAL	30,000
ESTIMATED SOURCE OF FUNDS FOR	
JOHN NESMITH FUND	
03 REVOLVING FUNDS	1
TOTAL	30,000

THE INCOME RECEIVED IN PAU 06-03-05-02-13, JOHN
NESMITH FUND, SHALL NOT LAPSE AND, IF THE IN-
COME IS IN EXCESS OF THE APPROPRIATION AUTHORI-
TITY, SHALL BE MADE AVAILABLE WITH THE APPROVAL
OF GOVERNOR AND COUNCIL FOR THE SOLE PURPOSE
OF PROVIDING SUPPORT FOR SERVICES FOR THE
INDIGENT BLIND. RSA 186-B:8.

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06 EDUCATION					
03 DEPARTMENT OF EDUCATION					
05 DIV OF CAREER TECH/ADULT LEARN					
02 VOCATIONAL REHABILITATION					
14 VENDING STANDS-SET ASIDE					
80 OUT-OF STATE TRAVEL					
90 CLIENT SERVICES					
TOTAL				100,000	100,000
ESTIMATED SOURCE OF FUNDS FOR					
VENDING STANDS-SET ASIDE					
03 REVOLVING FUNDS					
TOTAL				100,000	100,000
				100,000	100,000
				5,000	5,000
				95,000	95,000
THE INCOME RECEIVED BY PAU 06-03-05-02-14, VENDING STAND SET ASIDE ACCOUNT SHALL NOT BE REVENUE IF THE INCOME IS IN EXCESS OF THE APPROPRIATION AUTHORITY, SHALL BE MADE AVAILABLE TO THE STATE APPROVAL OF GOVERNOR AND GOVERNOR FOR THE SOLE PURPOSE OF PROVIDING SUPPORT FOR EQUIPMENT PURCHASE AND TRAINING FOR THE PROGRAM, RSA 186-B:14.					
06 EDUCATION					
03 DEPARTMENT OF EDUCATION					
05 DIV OF CAREER TECH/ADULT LEARN					
02 VOCATIONAL REHABILITATION					
15 INDEPENDENT SERVICES (BLIND)					
10 PERSONAL SERVICES - PERMANENT					
20 CURRENT EXPENSES					
24 MAINT. OTHER THAN BUILD.& GRNDS					
28 TRANSFERS TO GENERAL SERVICES					
30 EQUIPMENT NEW/REPLACEMENT					
40 INDIRECT COSTS					
41 AUDIT FUND SET ASIDE					
42 ADDITIONAL FRINGE BENEFITS					
50 PERSONAL SERVICE-TEMP/APPOINTEE					
60 BENEFITS					
70 IN-STATE TRAVEL					
80 OUT-OF STATE TRAVEL					
90 GRANTS					
TOTAL				269,382	279,481
ESTIMATED SOURCE OF FUNDS FOR					
INDEPENDENT SERVICES (BLIND)					
00 FEDERAL FUNDS					
TOTAL				269,382	279,481

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06 EDUCATION
 03 DEPARTMENT OF EDUCATION
 05 DIV OF CAREER TECH/ADULT LEARN
 02 VOCATIONAL REHABILITATION
 16 DISABILITY DETERMINATION SRVCS

10 PERSONAL SERVICES - PERMANENT
 18 OVERTIME
 20 CURRENT EXPENSES
 22 TRAVEL
 24 TELEPHONE
 26 TRAVEL
 28 EQUIPMENT NEW/REPLACEMENT
 30 EQUIPMENT NEW/REPLACEMENT
 40 INDIRECT COSTS
 41 AUDIT FUND SET ASIDE
 42 ADDITIONAL FRINGE BENEFITS
 46 CONSULTANTS
 51 CONSULTANTS-BENEFITED
 60 BENEFITS
 70 IN-STATE TRAVEL
 80 OUT-OF STATE TRAVEL
 90 REHABILITATION SERVICES
 96 EDUCATIONAL TRAINING

1,648,084
 400
 157,364
 160,500
 72,000
 296,127
 107,557
 744,540
 26,422
 611,976
 3,250
 33,075
 1,693,477
 5,300

1,699,599
 400
 165,234
 168,525
 176,724
 27,000
 314,125
 11,902
 110,964
 721,964
 27,933
 631,138
 3,428
 34,729
 1,768,151
 5,565

5,568,881

5,901,386

5,568,881

5,901,386

5,568,881

5,901,386

06 EDUCATION

03 DEPARTMENT OF EDUCATION
 05 DIV OF CAREER TECH/ADULT LEARN
 02 VOCATIONAL REHABILITATION
 17 ADAPTIVE EQUIP/SUPPORT

91 WORKER PERSONAL CARE ATTEND

TOTAL
 ESTIMATED SOURCE OF FUNDS FOR
 ADAPTIVE EQUIP/SUPPORT
 GENERAL FUND
 TOTAL

1,047

1,047

1,047

1,047

06 EDUCATION

03 DEPARTMENT OF EDUCATION
 05 DIV OF CAREER TECH/ADULT LEARN
 02 VOCATIONAL REHABILITATION
 18 WORK INCENTIVE

20 CURRENT EXPENSES
 40 INDIRECT COSTS
 70 IN-STATE TRAVEL
 80 OUT-OF STATE TRAVEL
 90 WORK INCENTIVE SERVICES

1,000
 352
 1,000
 1,200
 100,000

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06 EDUCATION					(CONT.)			
03 DEPARTMENT OF EDUCATION					(CONT.)			
					(CONT.)			
					(CONT.)			
					(CONT.)			
ESTIMATED SOURCE OF FUNDS FOR								
DEPARTMENT OF EDUCATION								
FEDERAL FUNDS					188,851,684		210,148,593	
GENERAL FUND					133,109,777		154,185,336	
OTHER FUNDS					828,839,948		752,930,211	
TOTAL					1150,801,409		1097,264,140	
06 EDUCATION								
04 NH COMMUNITY TECH COLLEGE SYS								
01 OFFICE OF THE COMMISSIONER								
01 ADMINISTRATION								
10 PERSONAL SERVICES - PERMANENT					1,752,048	1,809,793		
11 SALARY OF COMMISSIONER					96,462	96,462		
12 SALARY OF COMMISSIONER					89,128	89,128		
13 SALARY OF DIRECTOR OF FINANCE					60,913	61,802		
14 OVERTIME					1	1		
15 HOLIDAY PAY					1	1		
16 CURRENT EXPENSES					108,736	126,392		
17 RENT&LEASES OTHER THAN STATE					2,000	2,000		
18 MEAT, ELECTRICITY & WATER					10,000	10,000		
19 MAINT. OTHER THAN BUILD. & GRNDS					403,769	370,778		
20 ORGANIZATIONAL DUES					11,000	11,000		
21 EQUIPMENT NEW/REPLACEMENT					1	1		
22 DEBT SERVICE (TREASURY)					1	1		
23 CONSULTANTS					70,000	80,000		
24 OWN FORCES MAINT. - BUILD. & GRNDS					1,000	1,000		
25 CONTRACTUAL MAINT. - BUILD. & GRNDS					1,000	1,000		
26 TRANSFERS TO OTHER STATE AGENCIES					15,000	15,000		
27 PERSONAL SERVICE-TEMP/APPOINTE					93,315	93,315		
28 PART-TIME - BENEFITTED					29,153	30,381		
29 BENEFITS					757,389	779,539		
30 IN-STATE TRAVEL					16,806	17,806		
31 OUT-OF STATE TRAVEL					9,000	18,599		
32 MARKETING PROGRAM					142,600	142,600		
33 STAFF DEVELOPMENT					26,100	46,100		
34 NURSES STAT					1,050,000	250,000		
TOTAL					4,743,421		4,052,499	
ESTIMATED SOURCE OF FUNDS FOR								
ADMINISTRATION								
08 AGENCY INCOME					50,000		50,000	
09 AGENCY INCOME					1,918,898		1,911,226	
GENERAL FUND					2,774,523		2,091,273	
TOTAL					4,743,421		4,052,499	

		----- FISCAL YEAR 2004 -----	----- FISCAL YEAR 2005 -----
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06 EDUCATION			
04 NH COMMUNITY TECH COLLEGE SYS			
01 OFFICE OF THE COMMISSIONER			
03 TECH LOAN FUND			
(CONT.)			
(CONT.)			
(CONT.)			
(CONT.)			
TOTAL			
		60,200	60,200
06 EDUCATION			
04 NH COMMUNITY TECH COLLEGE SYS			
01 OFFICE OF THE COMMISSIONER			
04 GOVERNOR'S SUCCESS GRANT			
90 GRANTS TO STUDENTS			
TOTAL			
		80,000	80,000
ESTIMATED SOURCE OF FUNDS FOR			
GOVERNOR'S SUCCESS GRANT			
05 PRIVATE LOCAL FUNDS			
09 AGENCY INCOME			
TOTAL			
	I		40,000
	I		40,000
			80,000
06 EDUCATION			
04 NH COMMUNITY TECH COLLEGE SYS			
01 OFFICE OF THE COMMISSIONER			
05 COMPENSATIONS			
01 WORKER'S COMPENSATION			
95 MEDICAL PAYMENTS			
99 AWARDS			
TOTAL			
	D	62,000	62,000
	D	21,000	21,000
ESTIMATED SOURCE OF FUNDS FOR			
WORKER'S COMPENSATION			
GENERAL FUND			
TOTAL			
		83,000	83,000
06 EDUCATION			
04 NH COMMUNITY TECH COLLEGE SYS			
01 OFFICE OF THE COMMISSIONER			
05 COMPENSATIONS			
02 UNEMPLOYMENT COMPENSATION			
90 UNEMPLOYMENT COMPENSATION			
TOTAL			
	D	27,000	27,000
ESTIMATED SOURCE OF FUNDS FOR			
UNEMPLOYMENT COMPENSATION			
GENERAL FUND			
TOTAL			
		27,000	27,000
		27,000	27,000

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06 EDUCATION				
04 NH COMMUNITY TECH COLLEGE SYS				
01 OFFICE OF THE COMMISSIONER				
06 COMMUNITY SOCIAL SERVICES				
01 COMMUNITY SOCIAL SVCS PROGRAM				
50 PERSONAL SERVICE-TEMP/APPOINTEE				
60 BENEFITS				
TOTAL			12,600	12,600
ESTIMATED SOURCE OF FUNDS FOR			964	964
COMMUNITY SOCIAL SVCS PROGRAM			13,564	13,564
09 AGENCY INCOME			13,564	13,564
TOTAL			13,564	13,564
06 EDUCATION				
04 NH COMMUNITY TECH COLLEGE SYS				
01 OFFICE OF THE COMMISSIONER				
06 COMMUNITY SOCIAL SERVICES				
02 COMM SOCIAL SVCS SCHLRSHIP PGR				
20 CURRENT EXPENSES				
50 PERSONAL SERVICE-TEMP/APPOINTEE				
60 BENEFITS				
TOTAL			100	100
ESTIMATED SOURCE OF FUNDS FOR			11,333	11,333
COMM SOCIAL SVCS SCHLRSHIP PGR			867	867
09 AGENCY INCOME			100	100
TOTAL			100	100
06 EDUCATION			135,614	135,614
04 NH COMMUNITY TECH COLLEGE SYS			100	100
01 OFFICE OF THE COMMISSIONER			148,214	148,214
07 CARL PERKINS PROGRAM			148,214	148,214
01 CARL PERKINS PASS THRU TO UNH			148,214	148,214
90 PASS THRU TO UNH			35,000	35,000
TOTAL			35,000	35,000
ESTIMATED SOURCE OF FUNDS FOR			35,000	35,000
CARL PERKINS PASS THRU TO UNH			35,000	35,000
09 AGENCY INCOME			35,000	35,000
TOTAL			35,000	35,000

		----- FISCAL YEAR 2004 -----		----- FISCAL YEAR 2005 -----	
HB 0001	PAGE 476 06/03/03				
06 EDUCATION					
04 NH COMMUNITY TECH COLLEGE SYS					
01 OFFICE OF THE COMMISSIONER					
07 CARL PERKINS PROGRAM					
02 CARL PERKINS STATE LEADER ACTV					
		E			
40 INDIRECT COSTS			1,234	1,234	
50 PERSONAL SERVICE - TEMP/APPOINTEE			54,590	54,590	
60 BENEFITS			4,176	4,176	
TOTAL			60,000	60,000	60,000
ESTIMATED SOURCE OF FUNDS FOR					
CARL PERKINS STATE LEADER ACTV		I			
09 AGENCY INCOME			60,000	60,000	60,000
TOTAL			60,000	60,000	60,000
06 EDUCATION					
04 NH COMMUNITY TECH COLLEGE SYS					
01 OFFICE OF THE COMMISSIONER					
08 EARLY CHILD EDUC SCHLRSHIP PRG					
			100,000	100,000	
90 GRANTS TO STUDENTS					
TOTAL			100,000	100,000	100,000
ESTIMATED SOURCE OF FUNDS FOR					
EARLY CHILD EDUC SCHLRSHIP PRG		I			
09 AGENCY INCOME			100,000	100,000	100,000
TOTAL			100,000	100,000	100,000
06 EDUCATION					
04 NH COMMUNITY TECH COLLEGE SYS					
01 OFFICE OF THE COMMISSIONER					
09 NURSING LEVERAGE GRANT					
			24,000	24,000	
90 GRANTS TO STUDENTS					
TOTAL			24,000	24,000	24,000
ESTIMATED SOURCE OF FUNDS FOR					
NURSING LEVERAGE GRANT		I			
05 PRIVATE LOCAL FUNDS			12,000	12,000	12,000
09 AGENCY INCOME		I	12,000	12,000	12,000
TOTAL			24,000	24,000	24,000
TOTAL			5,383,250	5,383,250	4,692,328
ESTIMATED SOURCE OF FUNDS FOR					
OFFICE OF THE COMMISSIONER					
GENERAL FUND			2,893,374	2,893,374	2,210,124
OTHER FUNDS			2,489,876	2,489,876	2,482,204
TOTAL			5,383,250	5,383,250	4,692,328

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06 EDUCATION					
04 NH COMMUNITY TECH COLLEGE SYS					
02 NHCTC - HANCHESTER					
01 HANCHESTER CAMPUS					
01 EDUCATION DIVISION					
10 PERSONAL SERVICES - PERMANENT					
11 RESIDENT TECH COLLEGE					
18 OVERTIME					
19 HOLIDAY PAY					
20 CURRENT EXPENSES					
22 RENT&LEASES OTHER THAN STATE					
23 HEAT - ELECTRICITY & WATER					
24 MAINT. OTHER THAN BUILD. & GRNDS					
26 ORGANIZATIONAL DUES					
30 EQUIPMENT NEW/REPLACEMENT					
43 DEBT SERVICE (TREASURY)					
46 CONSULTANTS					
47 OWN FORCES MAINT. - BUILD.&GRNDS					
48 CONTRACTUAL MAINT. - BUILD&GRNDS					
50 PERSONAL SERVICE-TEMP/APPOINTEE					
59 PART-TIME - BENEFITTED					
60 BENEFITS					
70 IN-STATE TRAVEL					
80 OUT-OF STATE TRAVEL					
91 ADVERTISING					
94 STAFF DEVELOPMENT					
96 EDUCATIONAL COMPUTERS					
97 LIBRARY SUPPORT					
TOTAL					
ESTIMATED SOURCE OF FUNDS FOR					
EDUCATION DIVISION					
01 TRANSFERS FROM OTHER AGENCIES					
04 AGENCY INCOME					
07 AGENCY INCOME					
08 AGENCY INCOME					
09 AGENCY INCOME					
GENERAL FUND					
TOTAL					
06 EDUCATION					
04 NH COMMUNITY TECH COLLEGE SYS					
02 NHCTC - HANCHESTER					
01 HANCHESTER CAMPUS					
02 CTR TRAINING & BUSINESS DEVEL					
10 PERSONAL SERVICES-PERM. CLASSI					
18 OVERTIME					
19 HOLIDAY PAY					
20 CURRENT EXPENSES					
22 RENT&LEASES OTHER THAN STATE					
24 MAINT. OTHER THAN BUILD. & GRNDS					
26 ORGANIZATIONAL DUES					
10 PERSONAL SERVICES - PERMANENT					
11 RESIDENT TECH COLLEGE					
18 OVERTIME					
19 HOLIDAY PAY					
20 CURRENT EXPENSES					
22 RENT&LEASES OTHER THAN STATE					
24 MAINT. OTHER THAN BUILD. & GRNDS					
26 ORGANIZATIONAL DUES					

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06 EDUCATION					
04 NH COMMUNITY TECH COLLEGE SYS					
02 NHCTC - MANCHESTER					
01 MANCHESTER CAMPUS					
02 CTR TRAINING & BUSINESS DEVEL					
30 EQUIPMENT NEW/REPLACEMENT		2,100		2,100	
46 CONSULTANTS		1,000		1,000	
50 PERSONAL SERVICE-TEMP/APPOINTE		191,855		191,855	
60 BENEFITS		64,796		67,164	
INT-OF-STATE TRAVEL		1,000		882	
90 OUT-OF-STATE TRAVEL		1,000		1,050	
91 ADVERTISING		1,000		1,000	
94 STAFF DEVELOPMENT		1,470		1,542	
TOTAL		417,333		427,254	
ESTIMATED SOURCE OF FUNDS FOR					
CTR TRAINING & BUSINESS DEVEL					
04 AGENCY INCOME	I	417,333		427,254	
TOTAL		417,333		427,254	
06 EDUCATION					
04 NH COMMUNITY TECH COLLEGE SYS					
02 NHCTC - MANCHESTER					
02 STUDENT FINANCIAL AID					
01 TITLE IV FINANCIAL AID					
20 CURRENT EXPENSES	*	1		1	
30 EQUIPMENT NEW/REPLACEMENT	*	1		1	
41 AUDIT FUND SET ASIDE	D	767		767	
45 PERSONNEL SERVICES/NON BENEFIT		60,000		60,000	
49 TRANSFERS TO OTHER STATE AGENCS	D	10,164		10,164	
50 PERSONAL SERVICE-TEMP/APPOINTE		882		882	
60 BENEFITS		67		67	
80 OUT-OF-STATE TRAVEL	*	1		1	
90 FELL GRANTS TO STUDENTS		660,000		660,000	
91 SEOG GRANTS TO STUDENTS		56,000		56,000	
93 PERKINS CAPITAL CONTRIBUTIONS		10,000		10,000	
TOTAL		797,883		797,883	
REQUIRED STATE MATCH FOR FIN AID ADMIN EXPENSE					
TOTAL		797,883		797,883	
ESTIMATED SOURCE OF FUNDS FOR					
TITLE IV FINANCIAL AID					
00 FEDERAL FUNDS		766,252		766,252	
09 AGENCY INCOME	I	100		100	
GENERAL FUND		31,531		31,531	
TOTAL		797,883		797,883	

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06 EDUCATION			
04 NH COMMUNITY TECH COLLEGE SYS			
02 NHCTC - MANCHESTER			
02 STUDENT FINANCIAL AID			
02 PERKINS LOAN REVOLVING			
20 CURRENT EXPENSES	200		200
49 TRANSFERS TO OTHER STATE AGENCS	8,000		8,000
90 LOANS TO STUDENTS	80,000		80,000
TOTAL		88,200	88,200
ESTIMATED SOURCE OF FUNDS FOR			
PERKINS LOAN REVOLVING			
06 AGENCY INCOME	10,000		10,000
09 AGENCY INCOME	78,200		78,200
TOTAL	88,200		88,200
06 EDUCATION			
04 NH COMMUNITY TECH COLLEGE SYS			
02 NHCTC - MANCHESTER			
03 BLDG PROJECT REVOLVING ACCOUNT			
90 STUDENT BUILDING PROJECT	100,000		100,000
TOTAL		100,000	100,000
ESTIMATED SOURCE OF FUNDS FOR			
BLDG PROJECT REVOLVING ACCOUNT			
09 AGENCY INCOME	100,000		100,000
TOTAL		100,000	100,000
06 EDUCATION			
04 NH COMMUNITY TECH COLLEGE SYS			
02 NHCTC - MANCHESTER			
04 TRIO GRANT			
10 PERSONAL SERVICES - PERMANENT			
20 CURRENT EXPENSES	44,867		46,844
30 EQUIPMENT NEW/REPLACEMENT	2,900		2,900
40 INSTRUCTION	10,000		10,000
40 INSTRUCTION	17,081		17,081
50 PERSONAL SERVICE-TEMP/APPOINTEE	190		190
60 BENEFITS	60,000		60,000
70 IN-STATE TRAVEL	21,191		21,922
80 OUT-OF STATE TRAVEL	1		2,879
90 GRANTS TO STUDENTS	30,891		28,182
TOTAL		190,000	190,000
ESTIMATED SOURCE OF FUNDS FOR			
TRIO GRANT			
00 FEDERAL FUNDS	190,000		190,000
TOTAL		190,000	190,000
TOTAL	9,610.881		9,954.141

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06 EDUCATION					
04 NH COMMUNITY TECH COLLEGE SYS					
02 NHCTC - MANCHESTER					
			(CONT.)		
			(CONT.)		
			(CONT.)		
			(CONT.)		
ESTIMATED SOURCE OF FUNDS FOR					
NHCTC - MANCHESTER					
FEDERAL FUNDS					
GENERAL FUND					
OTHER FUNDS					
TOTAL					
			956,252		956,252
			3,661,381		3,893,269
			4,993,248		5,104,620
			9,610,881		9,954,141
06 EDUCATION					
04 NH COMMUNITY TECH COLLEGE SYS					
03 NHCTC - STRATHAM					
01 STRATHAM CAMPUS					
01 EDUCATION DIVISION					
10 PERSONAL SERVICES-PERM. CLASSI					
11 PERSONAL SERVICES-UNCLASSIFIED					
18 OVERTIME					
19 HOLIDAY PAY					
20 CURRENT EXPENSES					
22 RENT&LEASES OTHER THAN STATE					
23 HEAT/ELECTRICITY & WATER					
24 MAINT. OTHER THAN BUILD. & GRNDS					
26 ORGANIZATIONAL DUES					
30 EQUIPMENT NEW/REPLACEMENT					
46 CONSULTANTS					
47 OWN FORCES MAINT. - BUILD. & GRNDS					
48 CONTRACTUAL MAINT. - BUILD & GRNDS					
50 PERSONAL SERVICE-TEMP/APPOINTE					
60 BENEFITS					
70 IN-STATE TRAVEL					
80 OUT-OF STATE TRAVEL					
91 ADVERTISING					
94 STAFF DEVELOPMENT					
96 ACADEMIC COMPUTING					
97 LIBRARY SUPPORT					
TOTAL			5,896,668	6,128,832	
ESTIMATED SOURCE OF FUNDS FOR					
EDUCATION DIVISION					
01 MANUFACTURING OTHER AGENCIES					
01 AGENCY INCOME					
07 AGENCY INCOME					
08 AGENCY INCOME					
09 AGENCY INCOME					
GENERAL FUND					
TOTAL					
			13,000	13,000	
			1,875,755	438	
			1,177,060	1,949,542	
			1,911,789	17,850	
			2,078,718	1,936,477	
			5,896,668	2,221,525	
				6,120,932	

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06 EDUCATION								
04 NH COMMUNITY TECH COLLEGE SYS								
03 NHCTC - STRATHAM								
01 STRATHAM CAMPUS								
02 CTR TRAINING & BUSINESS DEVEL								
10 PERSONAL SERVICES-PERM. CLASSI				93,377			96,633	
20 CURRENT EXPENSES				31,024			32,524	
22 RENTS&LEASES OTHER THAN STATE				1,500			1,575	
24 MAINT.OTHER THAN BUILD.& GRNDS				960			1,003	
26 ORGANIZATIONAL DUES				800			860	
46 CONSULTANTS				1,000			1,050	
50 PERSONAL SERVICE-TEMP/APPOINTE				297,374			297,374	
60 BENEFITS				57,298			58,429	
70 IN-STATE TRAVEL				1,950			2,048	
80 OUT-OF STATE TRAVEL				1,000			1,050	
91 ADVERTISING				1,000			1,000	
94 STAFF DEVELOPMENT				2,000			2,000	
TOTAL					489,283		495,326	
ESTIMATED SOURCE OF FUNDS FOR								
CTR TRAINING & BUSINESS DEVEL								
06 AGENCY INCOME								
TOTAL					489,283		495,326	
06 EDUCATION								
04 NH COMMUNITY TECH COLLEGE SYS								
03 NHCTC - STRATHAM								
02 STUDENT FINANCIAL AID								
01 TITLE IV FINANCIAL AID								
20 CURRENT EXPENSES				1			1	
30 EQUIPMENT NEW/REPLACEMENT				1			1	
41 AUDIT FUND SET ASIDE				619			619	
45 PERSONNEL SERVICES/NON BENEFIT				40,000			40,000	
49 TRANSFERS TO OTHER STATE AGENCS				6,000			6,000	
80 OUT-OF STATE TRAVEL				1			1	
90 PELL GRANTS TO STUDENTS				550,000			550,000	
91 SEOG GRANTS TO STUDENTS				35,000			35,000	
93 PERKINS CAPITAL CONTRIBUTIONS				7,000			7,000	
* REQUIRED STATE MATCH FOR FIN AID ADMIN EXPENSE								
TOTAL					638,622		638,622	
ESTIMATED SOURCE OF FUNDS FOR								
TITLE IV FINANCIAL AID								
00 FEDERAL FUNDS								
09 AGENCY INCOME								
GENERAL FUND								
TOTAL					618,740		618,740	
					100		100	
					19,782		19,782	
					638,622		638,622	

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06 EDUCATION						
04 NH COMMUNITY TECH COLLEGE SYS						
03 NHCTC - STRATHAM						
02 STUDENT FINANCIAL AID						
02 PERKINS LOAN REVOLVING						
20 CURRENT EXPENSES				200		200
49 TRANSFERS TO OTHER STATE AGENCIES				7,000		7,000
90 LOANS TO STUDENTS				30,000		30,000
TOTAL				37,200		37,200
ESTIMATED SOURCE OF FUNDS FOR						
PERKINS LOAN REVOLVING						
06 AGENCY INCOME				7,000		7,000
09 AGENCY INCOME				30,200		30,200
TOTAL				37,200		37,200
06 EDUCATION						
04 NH COMMUNITY TECH COLLEGE SYS						
03 NHCTC - STRATHAM						
03 CARL PERKINS PROGRAM						
20 CURRENT EXPENSES				4,100		4,100
26 ORGANIZATIONAL DUES				600		600
30 EQUIPMENT NEW/REPLACEMENT				6,000		6,000
40 INDIRECT COSTS				5,000		5,000
50 PERSONAL SERVICE -TEMP/APPOINTE				177,260		177,260
60 BENEFITS				13,560		13,560
70 IN-STATE TRAVEL				101		101
80 OUT-OF STATE TRAVEL				17,000		17,000
90 GRANTS TO STUDENTS				63,279		63,279
94 STAFF DEVELOPMENT				13,000		13,000
97 LIBRARY SUPPORT				100		100
TOTAL				300,000		300,000
ESTIMATED SOURCE OF FUNDS FOR						
CARL PERKINS PROGRAM						
09 AGENCY INCOME				300,000		300,000
TOTAL				300,000		300,000
06 EDUCATION						
04 NH COMMUNITY TECH COLLEGE SYS						
03 NHCTC - STRATHAM						
04 BIO-LINK GRANT						
20 CURRENT EXPENSES				5,006		5,006
40 INDIRECT COSTS				9,457		9,457
50 PERSONAL SERVICE -TEMP/APPOINTE				82,318		82,318
60 BENEFITS				6,297		6,297
70 IN-STATE TRAVEL				100		100
80 OUT-OF STATE TRAVEL				7,207		7,207
90 GRANTS TO STUDENTS				22,232		22,232

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06 EDUCATION				(CONT.)		
04 NH COMMUNITY TECH COLLEGE SYS				(CONT.)		
03 NHCTC - STRATHAM				(CONT.)		
04 BIO-LINK GRANT				(CONT.)		
TOTAL						
ESTIMATED SOURCE OF FUNDS FOR						
BIO-LINK GRANT					132,617	132,617
05 PRIVATE LOCAL FUNDS						
TOTAL					132,617	132,617
06 EDUCATION						
04 NH COMMUNITY TECH COLLEGE SYS						
03 NHCTC - STRATHAM						
05 PEASE FACILITY LEASE						
22 PEASE LEASE					1,068,644	1,068,644
TOTAL					1,068,644	1,068,644
ESTIMATED SOURCE OF FUNDS FOR						
PEASE FACILITY LEASE						
GENERAL FUND					1,068,644	1,068,644
TOTAL					1,068,644	1,068,644
TOTAL					8,563,034	8,801,341
ESTIMATED SOURCE OF FUNDS FOR						
NHCTC - STRATHAM					618,740	618,740
FEDERAL FUNDS					3,167,144	3,300,051
GENERAL FUND					4,777,150	4,882,550
OTHER FUNDS					8,563,034	8,801,341
TOTAL						
06 EDUCATION						
04 NH COMMUNITY TECH COLLEGE SYS						
04 NH TECHNICAL INSTITUTE						
01 CONCORD CAMPUS						
01 EDUCATION DIVISION						
10 PERSONAL SERVICES - PERMANENT					7,467,547	7,656,329
11 PRESIDENT NH TECH INSTITUTE					90,328	90,328
18 OVERTIME					100,000	110,000
19 HOLIDAY PAY					7,000	7,000
20 CURRENT EXPENSES					734,450	861,985
22 RENTS&LEASES OTHER THAN STATE					68,060	68,060
23 HEAT, ELECTRICITY & WATER					233,000	245,000
24 MAINT. OTHER THAN BUILD.& GRNDS					75,564	77,675
26 ORGANIZATIONAL DUES					33,000	33,000
30 EQUIPMENT NEW/REPLACEMENT					220,100	220,100
43 DEBT SERVICE (TREASURY)					165,567	165,567

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06 EDUCATION				(CONT.)		
04 NH COMMUNITY TECH COLLEGE SYS				(CONT.)		
06 NH TECHNICAL INSTITUTE				(CONT.)		
01 CONCORD CAMPUS				(CONT.)		
01 EDUCATION DIVISION				(CONT.)		
46 CONSULTANTS				3,000		6,000
47 OWN FORCES MAINT. - BUILD.&GRNDS				150,000		150,000
48 CONTRACTUAL MAINT. - BUILD&GRNDS				236,300		250,000
50 PERSONAL SERVICE - TEMP/APPOINTE				2,943,270		3,682,792
59 PART-TIME - BENEFITTED				41,243		42,966
60 BENEFITS				3,076,423		3,207,183
70 IN-STATE TRAVEL				30,900		50,900
80 OUT-OF STATE TRAVEL				20,000		20,000
91 ADVERTISING				220,000		280,000
94 STAFF DEVELOPMENT				20,000		41,885
96 EDUCATIONAL COMPUTERS				150,000		150,000
97 LIBRARY SUPPORT				125,000		125,000
TOTAL				16,210,752		17,541,770
ESTIMATED SOURCE OF FUNDS FOR						
EDUCATION DIVISION						
01 TRANSFERS FROM OTHER AGENCIES	I			43,552		43,552
07 AGENCY INCOME	I			3,115,383		3,626,025
08 AGENCY INCOME	I			155,000		155,000
09 AGENCY INCOME	I			6,965,919		7,397,018
GENERAL FUND				5,930,898		6,320,175
TOTAL				16,210,752		17,541,770
NH11-CONCORD DENTAL CLINIC CHARGES:						
FOR THE BIENNIIUM ENDING JUNE 30, 2005.						
CHARGES MADE TO PATIENTS USING THE DENTAL						
CLINICS ARE AUTHORIZED TO BE REFUNDED TO						
APPROPRIATE INSTITUTE ACCOUNTS FOR USE IN						
OPERATING THE DENTAL CLINICS.						
06 EDUCATION						
04 NH COMMUNITY TECH COLLEGE SYS						
01 CONCORD CAMPUS						
02 CTR TRAINING & BUSINESS DEVEL						
10 PERSONAL SERVICES-PERH. CLASSI				104,327		107,345
18 OVERTIME				2,000		2,000
19 HOLIDAY PAY				1		1
20 CURRENT EXPENSES				101,190		97,055
22 RENTS&LEASES OTHER THAN STATE				260		260
24 MAINT.OTHER THAN BUILD.& GRNDS				1		1
26 ORGANIZATIONAL DUES				100		100
30 EQUIPMENT NEW/REPLACEMENT				15,000		15,000
46 CONSULTANTS				1,000		1,000

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06 EDUCATION					
04 NH COMMUNITY TECH COLLEGE SYS					
04 NH TECHNICAL INSTITUTE					
01 CONCORD CAMPUS					
02 CTR TRAINING & BUSINESS DEVEL					
50 PERSONAL SERVICE-TEMP/APPOINTE					
60 BENEFITS				540,566	540,566
70 IN-STATE TRAVEL				80,694	81,811
80 OUT-OF STATE TRAVEL				2,000	2,000
91 ADVERTISING				3,000	3,000
				100,000	100,000
TOTAL				950,139	950,139
ESTIMATED SOURCE OF FUNDS FOR					
CTR TRAINING & BUSINESS DEVEL				950,139	950,139
04 AGENCY INCOME				950,139	950,139
TOTAL					
06 EDUCATION					
04 NH COMMUNITY TECH COLLEGE SYS					
04 NH TECHNICAL INSTITUTE					
02 STUDENT FINANCIAL AID					
01 TITLE IV FINANCIAL AID					
20 CURRENT EXPENSES				1	1
30 EQUIPMENT NEW/REPLACEMENT				1	1
41 AUDIT FUND SET ASIDE				1,973	2,173
45 PERSONNEL SERVICES/NON BENEFIT				90,000	90,000
49 TRANSFERS TO OTHER STATE AGENCS				10,000	10,000
50 PERSONAL SERVICE-TEMP/APPOINTE				1,000	1,000
60 BENEFITS				77	77
80 OUT-OF STATE TRAVEL				1	1
90 PELL GRANTS TO STUDENTS				1,800,000	2,000,000
91 SEOG GRANTS TO STUDENTS				110,000	110,000
93 PERKINS CAPITAL CONTRIBUTIONS				5,000	5,000
95 STATE GRANTS TO STUDENTS				2,000	2,000
TOTAL				2,020,053	2,220,253
ESTIMATED SOURCE OF FUNDS FOR					
TITLE IV FINANCIAL AID				1,972,672	2,172,872
00 FEDERAL FUNDS				100	100
09 AGENCY INCOME				47,281	47,281
GENERAL FUND				2,020,053	2,220,253
TOTAL					
* REQUIRED STATE MATCH FOR FIN AID ADMIN EXPENSE					

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06 EDUCATION					
04 NH COMMUNITY TECH COLLEGE SYS					
04 NH TECHNICAL INSTITUTE					
02 STUDENT FINANCIAL AID					
02 PERKINS LOAN REVOLVING					
20 CURRENT EXPENSES		200			200
49 TRANSFRS TO OTHER STATE AGENCS	D	12,000			12,000
90 LOANS TO STUDENTS		113,500			113,500
TOTAL			125,500		125,500
ESTIMATED SOURCE OF FUNDS FOR					
PERKINS LOAN REVOLVING	I				
06 AGENCY INCOME	I		5,000		5,000
09 AGENCY INCOME			120,500		120,500
TOTAL			125,500		125,500
06 EDUCATION					
04 NH COMMUNITY TECH COLLEGE SYS					
04 NH TECHNICAL INSTITUTE					
03 DORHITORIES					
10 PERSONAL SERVICES - PERMANENT					
18 OVERTIME		289,442			289,823
19 HOLIDAY PAY		11,000			11,000
20 CURRENT EXPENSES		2,500			2,500
22 RENTS&LEASES OTHER THAN STATE		67,808			69,034
23 HEAT, ELECTRICITY & WATER		15,725			15,725
24 MAINT. OTHER THAN BUILD.& GRNDS		140,000			147,500
26 ORGANIZATIONAL DUES		38,468			40,641
30 EQUIPMENT NEW/REPLACEMENT		1,000			1,000
43 DEBT SERVICE (TREASURY)		44,000			99,000
46 CONSULTANTS		340,628			325,478
47 OWN FORCES MAINT. - BUILD.&GRNDS		5,000			5,000
48 CONTRACTUAL MAINT. - BUILD&GRNDS		35,000			35,000
50 PERSONAL SERVICE - TEMP/APPOINTE		75,000			75,000
70 BENEFITS		37,584			37,584
70 IN STATE TRAVEL		114,963			118,434
80 OUT-OF STATE TRAVEL		2,000			2,000
TOTAL			1,225,118		1,288,719
ESTIMATED SOURCE OF FUNDS FOR					
DORHITORIES					
08 AGENCY INCOME	I		25,000		25,000
09 AGENCY INCOME	I		1,200,118		1,243,719
TOTAL			1,225,118		1,288,719

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06 EDUCATION			
04 NH COMMUNITY TECH COLLEGE SYS			
04 NH TECHNICAL INSTITUTE			
04 BOARD			
20 CURRENT EXPENSES			
21 FOOD INSTITUTIONS			
24 MAINT. OTHER THAN BUILD. & GRNDS			
29 EQUIPMENT NEW/REPLACEMENT			
39 CONTRACTUAL MAINT. - BUILD & GRNDS			
48 CONTRACTUAL MAINT. - BUILD & GRNDS			
TOTAL		9,592	9,475
ESTIMATED SOURCE OF FUNDS FOR		500,000	525,000
BOARD		5,000	5,000
05 PRIVATE LOCAL FUNDS		8,000	8,000
08 AGENCY INCOME		23,000	22,000
TOTAL		555,592	577,475
<p>AUTHORITY IS HEREBY GRANTED FOR THE NEW HAMPSHIRE TECHNICAL INSTITUTE TO CONTRACT AFTER COMPETITIVE BIDDING, FOR THE INSTITUTE'S ENTIRE FOOD SERVICE OPERATION WITH A QUALIFIED FOOD SERVICE CATERER. THE INSTITUTE IS HEREBY AUTHORIZED TO EXPEND FROM ITS RECEIPTS FOR BOARD, RECEIVED FROM STUDENTS WHO CONTRACT WITH THE INSTITUTE FOR MEALS, AMOUNTS SUFFICIENT TO COVER THE MEALS FURNISHED TO THE STUDENTS BY THE CATERING SERVICE.</p>			
<p>ANY EXCESS FUNDS AT YEAR END ARE TO BE BROUGHT FORWARD FOR KITCHEN/CAFETERIA IMPROVEMENTS</p>			
06 EDUCATION			
04 NH COMMUNITY TECH COLLEGE SYS			
04 NH TECHNICAL INSTITUTE			
05 DENTAL GRANT			
10 PERSONAL SERVICES - PERMANENT			
18 OVERTIME			
19 HOLIDAY PAY			
20 CURRENT EXPENSES			
30 EQUIPMENT NEW/REPLACEMENT			
46 CONSULTANTS			
50 PERSONAL SERVICE - TEMP/APPOINTEE			
60 BENEFITS			
TOTAL		24,726	25,415
		1	1
		1	1
		17,262	16,119
		1	1
		16,040	16,899
		1	1
		9,149	9,404
TOTAL		67,181	67,841

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06 EDUCATION				(CONT.)		
04 NH COMMUNITY TECH COLLEGE SYS				(CONT.)		
04 NH TECHNICAL INSTITUTE				(CONT.)		
05 DENTAL GRANT				(CONT.)		
ESTIMATED SOURCE OF FUNDS FOR						
DENTAL GRANT						
TRANSFERS FROM OTHER AGENCIES						
TOTAL					67,181	67,841
					67,181	67,841
06 EDUCATION						
04 NH COMMUNITY TECH COLLEGE SYS						
04 NH TECHNICAL INSTITUTE						
06 WELLNESS CENTER						
10 PERSONAL SERVICES - PERMANENT						
18 OVERTIME				55,786		56,762
19 HOLIDAY PAY				2,000		2,000
20 CURRENT EXPENSES				50,660		500
22 RENTS&LEASES OTHER THAN STATE				1		86,723
23 HEAT, ELECTRICITY & WATER				42,000		1
24 MAINT. OTHER THAN BUILD. & GRNDS				750		45,000
26 ORGANIZATIONAL DUES				565		750
30 EQUIPMENT NEW/REPLACEMENT				15,000		545
43 DEBT SERVICE (TREASURY)				137,756		15,000
47 OWN FORCES MAINT. - BUILD.&GRNDS				13,500		13,756
48 CONTRACTUAL MAINT. - BUILD.&GRNDS				12,800		13,500
50 PERSONAL SERVICE-TEMP/APPOINTE				64,560		12,800
59 PART-TIME - BENEFITED				19,539		67,870
60 BENEFITS				33,734		20,319
70 IN-STATE TRAVEL				2,000		34,638
80 OUT-OF STATE TRAVEL				2,500		2,000
TOTAL				453,611		498,673
ESTIMATED SOURCE OF FUNDS FOR						
WELLNESS CENTER						
01 TRANSFERS FROM OTHER AGENCIES				3,000		3,000
07 AGENCY INCOME				450,611		495,673
TOTAL				453,611		498,673
06 EDUCATION						
04 NH COMMUNITY TECH COLLEGE SYS						
04 NH TECHNICAL INSTITUTE						
07 SALE OF CORDWOOD, LOAM, ETC.						
20 CURRENT EXPENSES				500		500
47 OWN FORCES MAINT. - BUILD.&GRNDS				500		500
48 CONTRACTUAL MAINT. - BUILD.&GRNDS				500		500
TOTAL				1,500		1,500
ESTIMATED SOURCE OF FUNDS FOR						
SALE OF CORDWOOD, LOAM, ETC.						

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(CONT.)					
06 EDUCATION					
04 NH COMMUNITY TECH COLLEGE SYS					
04 NH TECHNICAL INSTITUTE					
07 SALE OF CORDWOOD, LOAH, ETC.					
09 AGENCY INCOME		I	1,500	1,500	
TOTAL			1,500	1,500	
(CONT.)					
06 EDUCATION					
04 NH COMMUNITY TECH COLLEGE SYS					
04 NH TECHNICAL INSTITUTE					
08 FAMILY & CHILD RESOURCE CENTER					
10 PERSONAL SERVICES - PERMANENT			248,039	256,669	
18 OVERTIME PAY		I	1	1	
19 HOLIDAY PAY		I	1	1	
20 CURRENT EXPENSES			12,000	12,000	
21 FOOD INSTITUTIONS			4,000	4,000	
22 RENT/LEASES OTHER THAN STATE			1	1	
23 HEAT/ELECTRICITY & WATER			6,500	6,500	
24 MAINT OTHER THAN BUILD. & GRNDS			1	1	
26 ORGANIZATIONAL DUES			500	500	
30 EQUIPMENT NEW/REPLACEMENT			2,500	2,500	
43 DEBT SERVICE (TREASURY)			43,569	42,599	
46 CONSULTANTS			250	250	
47 OWN FORCES MAINT. - BUILD.&GRNDS			3,000	3,000	
48 CONTRACTUAL MAINT. - BUILD&GRNDS			3,000	3,000	
50 PERSONAL SERVICE-TEMP/APPOINTE			134,054	134,054	
60 BENEFITS			102,029	105,223	
70 IN-STATE TRAVEL			1,500	1,500	
80 OUT-OF STATE TRAVEL			2,000	2,000	
91 ADVERTISING			2,000	2,000	
TOTAL			564,945	575,599	
ESTIMATED SOURCE OF FUNDS FOR					
FAMILY & CHILD RESOURCE CENTER					
09 AGENCY INCOME					
GENERAL FUND		I	460,734	471,587	
TOTAL			104,211	104,212	
			564,945	575,599	
(CONT.)					
06 EDUCATION					
04 NH COMMUNITY TECH COLLEGE SYS					
04 NH TECHNICAL INSTITUTE					
09 CARL PERKINS PROGRAM					
20 CURRENT EXPENSES			188	188	
30 EQUIPMENT NEW/REPLACEMENT			5,350	5,350	
40 INDIRECT COSTS			3,878	3,878	
50 PERSONAL SERVICE-TEMP/APPOINTE		E	128,751	128,751	
60 BENEFITS			9,849	9,849	
70 IN-STATE TRAVEL			500	500	

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(CONT.)					
(CONT.)					
(CONT.)					
(CONT.)					
06 EDUCATION					
04 NH COMMUNITY TECH COLLEGE SYS					
04 NH TECHNICAL INSTITUTE					
09 CARL PERKINS PROGRAM					
80 OUT-OF STATE TRAVEL		30,000		30,000	
90 GRANTS TO STUDENTS		111,484		111,484	
94 STAFF DEVELOPMENT		10,000		10,000	
TOTAL		300,000		300,000	
ESTIMATED SOURCE OF FUNDS FOR					
CARL PERKINS PROGRAM					
09 AGENCY INCOME		300,000		300,000	
TOTAL		300,000		300,000	
06 EDUCATION					
04 NH COMMUNITY TECH COLLEGE SYS					
04 NH TECHNICAL INSTITUTE					
10 STUDENT CENTER					
18 OVERTIME		1		1	
19 HOLIDAY PAY		1		1	
20 CURRENT EXPENSES		2		2	
43 DEBT SERVICE (TREASURY)		120,000		120,000	
50 PERSONAL SERVICE-TEMP/APPOINTE		51,088		51,088	
60 BENEFITS		3,908		3,908	
TOTAL		175,000		175,000	
ESTIMATED SOURCE OF FUNDS FOR					
STUDENT CENTER		175,000		175,000	
08 AGENCY INCOME		175,000		175,000	
TOTAL		350,000		350,000	
TOTAL		22,649,391		24,322,469	
ESTIMATED SOURCE OF FUNDS FOR					
NH TECHNICAL INSTITUTE					
FEDERAL FUNDS		1,972,672		2,172,872	
GENERAL FUNDS		6,082,390		6,471,668	
OTHER FUNDS		14,594,329		15,677,929	
TOTAL		22,649,391		24,322,469	

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06 EDUCATION					
04 NH COMMUNITY TECH COLLEGE SYS					
05 NHCTC - BERLIN					
01 BERLIN CAMPUS					
02 CTR TRAINING & BUSINESS DEVEL					
(CONT.)					
(CONT.)					
(CONT.)					
(CONT.)					
26 ORGANIZATIONAL DUES					
44 CONSULTANTS		1			
50 PERSONAL SERVICE-TEMP/APPOINTE		132,536		133,250	
60 BENEFITS		10,140		10,195	
70 IN-STATE TRAVEL		750		750	
80 OUT-OF STATE TRAVEL		1		1	
91 ADVERTISING		3,000		3,500	
96 ACADEMIC COMPUTERS		16,000		17,000	
TOTAL		175,435		177,702	
ESTIMATED SOURCE OF FUNDS FOR					
CTR TRAINING & BUSINESS DEVEL					
04 AGENCY INCOME		175,435		177,702	
TOTAL	I	175,435		177,702	
06 EDUCATION					
04 NH COMMUNITY TECH COLLEGE SYS					
05 NHCTC - BERLIN					
01 BERLIN CAMPUS					
03 BERLIN DORM					
18 OVERTIME		2,500		500	
20 CURRENT EXPENSES		20,000		21,000	
22 RENT&LEASES OTHER THAN STATE		1		1	
23 HEAT,ELECTRICITY & WATER		65,000		68,250	
26 ORGANIZATIONAL DUES		1		1	
30 EMPLOYMENT NEW/REPLACEMENT		5,000		5,000	
41 DUTY SERVICE/TREASURY		1		1	
47 OWN FORCES - MAINT - BUILD &GRNDS		5,000		5,000	
48 CONTRACTUAL MAINT - BUILD&GRNDS		20,000		20,000	
50 PERSONAL SERVICE-TEMP/APPOINTE		9,691		9,691	
60 BENEFITS		1,666		926	
70 IN-STATE TRAVEL		1		1	
80 OUT-OF STATE TRAVEL		1		1	
TOTAL		128,862		130,372	
ESTIMATED SOURCE OF FUNDS FOR					
BERLIN DORM					
09 AGENCY INCOME		128,862		130,372	
TOTAL	I	128,862		130,372	

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06 EDUCATION

04 NH COMMUNITY TECH COLLEGE SYS
05 NHCTC - BERLIN
02 STUDENT FINANCIAL AID
01 TITLE IV FINANCIAL AID

20 CURRENT EXPENSES	*	1	
30 EQUIPMENT NEW/REPLACEMENT	*	8	
41 AUDIT FUND SET ASIDE	D	766	
45 PERSONNEL SERVICES/NON BENEFIT		766	
49 TRANSFERS TO OTHER STATE AGENCIES	D	65,000	
50 PERSONAL SERVICE-TEMP/APPOINTEE		5,000	
60 BENEFITS		1,000	
90 OUT-OF-STATE TRAVEL		77	
91 FELL GRANTS TO STUDENTS	*	1	
92 FELL GRANTS TO STUDENTS		650,000	
93 PERKINS CAPITAL CONTRIBUTIONS		55,000	
		25,000	

* REQUIRED STATE MATCH FOR FIN AID ADMIN EXPENSE

TOTAL			801,853	801,853
ESTIMATED SOURCE OF FUNDS FOR				
TITLE IV FINANCIAL AID				
00 FEDERAL FUNDS			765,222	765,222
09 AGENCY INCOME	I		100	100
GENERAL FUND			36,531	36,531
TOTAL			801,853	801,853

06 EDUCATION

04 NH COMMUNITY TECH COLLEGE SYS
05 NHCTC - BERLIN
02 STUDENT FINANCIAL AID
02 PERKINS LOAN REVOLVING

20 CURRENT EXPENSES		200	
49 TRANSFERS TO OTHER STATE AGENCIES	D	9,000	
90 LOANS TO STUDENTS		50,000	
TOTAL		59,200	59,200
ESTIMATED SOURCE OF FUNDS FOR			
PERKINS LOAN REVOLVING			
06 AGENCY INCOME	I		25,000
09 AGENCY INCOME	I		34,200
TOTAL			59,200

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06 EDUCATION

04 NH COMMUNITY TECH COLLEGE SYS

05 NHCTC - BERLIN

03 DAY CARE CENTER

10 PERSONAL SERVICES - PERMANENT
 18 OVERTIME
 19 HOLIDAY PAY
 20 CURRENT EXPENSES
 22 RENT&LEASES OTHER THAN STATE
 24 MAINT-OTHER THAN BUILD.& GRNDS
 26 ORGANIZATIONAL DUES
 30 EQUIPMENT NEW/REPLACEMENT
 46 CONSULTANTS
 50 PERSONAL SERVICE-TEMP/APPOINTEE
 60 BENEFITS
 70 IN-STATE TRAVEL
 80 OUT-OF STATE TRAVEL
 91 ADVERTISING
 96 ACADEMIC COMPUTERS

TOTAL
 ESTIMATED SOURCE OF FUNDS FOR

DAY CARE CENTER

05 PRIVATE LOCAL FUNDS

09 AGENCY INCOME

TOTAL

141,081

145,161

I

I

5,000

136,081

141,081

5,000

140,161

145,161

06 EDUCATION

04 NH COMMUNITY TECH COLLEGE SYS

05 NHCTC - BERLIN

04 TWITCHELL PROPERTY

18 OVERTIME
 19 HOLIDAY PAY
 20 CURRENT EXPENSES
 22 RENT&LEASES OTHER THAN STATE
 23 HEAT , ELECTRICITY & WATER
 24 MAINT-OTHER THAN BUILD.& GRNDS
 46 CONSULTANTS
 47 OWN FORCES MAINT.-BUILD.&GRNDS
 48 CONTRACTUAL MAINT.-BUILD&GRNDS
 70 IN-STATE TRAVEL
 80 OUT-OF STATE TRAVEL
 90 GRANTS
 91 ADVERTISING
 96 ACADEMIC COMPUTERS

TOTAL
 ESTIMATED SOURCE OF FUNDS FOR

TWITCHELL PROPERTY

09 AGENCY INCOME

* I

47,009

48,009

47,009

48,009

29,931
 1
 1
 9,500
 1
 1
 515
 1,400
 1
 81,844
 17,335
 200
 300
 350
 1

145,161

1
 1
 3,500
 1
 3,500
 1
 1
 10,000
 25,000
 1
 1
 1
 5,000
 1

48,009

48,009

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06 EDUCATION
04 NH COMMUNITY TECH COLLEGE SYS
05 NHCTC - BERLIN
04 TWITCHELL PROPERTY
(CONT.)
(CONT.)
(CONT.)
(CONT.)

* INCOME FROM THE TWITCHELL PROPERTY SHALL BE USED TO MAINTAIN, REPAIR AND IMPROVE THE BUILDINGS AND GROUNDS, INCLUDING ADDITIONS TO THE BUILDINGS AND FOR THE NATURAL RESOURCES EDUCATION PROGRAM, AND SHALL NOT LAPSE NOR BE TRANSFERRED TO ANY OTHER STATE FUND.

TOTAL 47,009 48,009

06 EDUCATION
04 NH COMMUNITY TECH COLLEGE SYS
05 NHCTC - BERLIN
05 UNITED WAY

90 GRANTS TO STUDENTS

TOTAL 1,000 1,000
ESTIMATED SOURCE OF FUNDS FOR
UNITED WAY 1,000 1,000
05 PRIVATE LOCAL FUNDS 1,000 1,000
TOTAL

TOTAL 6,241,185 6,557,183
ESTIMATED SOURCE OF FUNDS FOR
NHCTC - BERLIN 765,222 765,222
FEDERAL FUNDS 2,436,969 2,595,241
GENERAL FUND 3,038,994 3,196,720
OTHER FUNDS 6,241,185 6,557,183
TOTAL

06 EDUCATION
04 NH COMMUNITY TECH COLLEGE SYS
06 NHCTC - LACONIA
01 LACONIA CAMPUS
01 EDUCATION DIVISION

10 PERSONAL SERVICES-PERH. CLASSI 2,295,233 2,355,008
11 PERSONAL SERVICES-UNCLASSIFIED 1 1
18 OVERTIME 22,000 22,000
19 HOLIDAY PAY 800 800
20 CURRENT EXPENSES 181,696 227,275
21 FOOD INSTITUTIONS 30,000 30,000

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06 EDUCATION	(CONT.)				
04 NH COMMUNITY TECH COLLEGE SYS	(CONT.)				
06 NHCTC - LACONIA	(CONT.)				
01 LACONIA CAMPUS	(CONT.)				
01 EDUCATION DIVISION	(CONT.)				
22 RENTS&LEASES OTHER THAN STATE		50,627		53,629	
23 HEAT, ELECTRICITY & WATER		131,275		135,403	
24 MAINTENANCE - BLDG. & GRNDS		11,501		22,501	
26 ORGANIZATIONAL DUES		1,963		11,604	
30 EQUIPMENT NEW/REPLACEMENT		52,753		47,300	
43 DEBT SERVICE (TREASURY)		1		1	
46 CONSULTANTS		3,002		5,002	
47 OWN FORCES MAINT. - BUILD. & GRNDS		16,300		16,300	
48 CONTRACTUAL MAINT. - BUILD. & GRNDS		104,770		46,500	
49 TRANSFERS TO OTHER STATE AGENCS		39,974		41,173	
50 PERSONAL SERVICE - TEMP/APPOINTE		707,023		713,456	
59 PART-TIME - BENEFITTED		30,379		71,725	
60 BENEFITS		922,999		960,922	
70 IN-STATE TRAVEL		10,500		16,500	
80 OUT-OF STATE TRAVEL		10,000		14,000	
90 EDUCATIONAL TRAINING		500		500	
91 ADVERTISING		60,000		82,500	
94 STAFF DEVELOPMENT		5,500		5,500	
95 FIN. AID ACADEMIC COMPUTING		1		1	
96 ACADEMIC COMPUTING		47,523		28,434	
97 LIBRARY SUPPORT		12,000		12,000	
TOTAL		4,767,415		4,934,233	
ESTIMATED SOURCE OF FUNDS FOR					
EDUCATION DIVISION					
01 TRANSFERS FROM OTHER AGENCIES	I	8,000		8,000	
04 AGENCY INCOME	I	159,390		167,817	
06 AGENCY INCOME	I	30,000		30,000	
07 AGENCY INCOME	I	702,460		656,460	
08 AGENCY INCOME	I	30,000		1,990,880	
09 AGENCY INCOME	I	1,911,963		1,990,880	
GENERAL FUND	I	1,925,602		2,047,876	
TOTAL		4,767,415		4,934,233	

06 EDUCATION					
04 NH COMMUNITY TECH COLLEGE SYS					
06 NHCTC - LACONIA					
01 LACONIA CAMPUS					
02 CTR TRAINING & BUSINESS DEVEL					
10 PERSONAL SERVICES-PERM. CLASSI					
18 OVERTIME		79,837		82,223	
19 HOLIDAY PAY		1		1	
20 CURRENT EXPENSES		1		1	
22 RENTS&LEASES OTHER THAN STATE		17,227		18,465	
24 MAINT. OTHER THAN BLDG. & GRNDS		1		1	
26 ORGANIZATIONAL DUES		169		178	
46 CONSULTANTS		1		1	

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06 EDUCATION					
04 NH COMMUNITY TECH COLLEGE SYS					
06 NHCTC - LACONIA					
02 STUDENT FINANCIAL AID					
02 PERKINS LOAN REVOLVING					
20 CURRENT EXPENSES	D	200		200	
49 TRANSFERS TO OTHER STATE AGENCIES		4,000		4,000	
90 LOANS TO STUDENTS		40,000		40,000	
TOTAL		44,200		44,200	
ESTIMATED SOURCE OF FUNDS FOR					
PERKINS LOAN REVOLVING					
06 AGENCY INCOME	I	6,000		6,000	
09 AGENCY INCOME	I	38,200		38,200	
TOTAL		44,200		44,200	
06 EDUCATION					
04 NH COMMUNITY TECH COLLEGE SYS					
06 NHCTC - LACONIA					
04 CARL PERKINS PROGRAM					
20 CURRENT EXPENSES		4,313		4,313	
30 EQUIPMENT NEW/REPLACEMENT		40,393		40,393	
40 INDIRECT COSTS		3,260		3,260	
50 PERSONAL SERVICE - TEMP/APPOINTEE	E	75,458		75,458	
60 BENEFITS		5,773		5,773	
70 IN-STATE TRAVEL		100		100	
80 OUT-OF STATE TRAVEL		4,900		4,900	
90 GRANTS TO STUDENTS		141,522		141,522	
94 STAFF DEVELOPMENT		9,000		9,000	
97 LIBRARY SUPPORT		15,281		15,281	
TOTAL		300,000		300,000	
ESTIMATED SOURCE OF FUNDS FOR					
CARL PERKINS PROGRAM					
09 AGENCY INCOME	I	300,000		300,000	
TOTAL		300,000		300,000	
TOTAL					
ESTIMATED SOURCE OF FUNDS FOR		6,031,567		6,206,812	
NHCTC - LACONIA		634,882		634,882	
FEDERAL FUNDS		1,952,383		2,073,857	
GENERAL FUND		3,444,302		3,498,073	
OTHER FUNDS		6,031,567		6,206,812	
TOTAL					

----- FISCAL YEAR 2004 -----		----- FISCAL YEAR 2005 -----	
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06 EDUCATION			
04 NH COMMUNITY TECH COLLEGE SYS			
07 NHCTC - CLAREMONT			
01 CLAREMONT CAMPUS			
01 EDUCATION DIVISION			
10 PERSONAL SERVICES-PERM. CLASSI			
11 PERSONAL SERVICES-UNCLASSIFIED	2,469,148	2,531,848	
18 OVERTIME	1	1	
19 HOLIDAY PAY	18,435	26,390	
20 CURRENT EXPENSES	1	1	
22 RENT&LEASES OTHER THAN STATE	198,837	253,200	
23 HEAT, ELECTRICITY & WATER	70,664	71,697	
24 MAINT.-OTHER THAN BULD.& GRNDS	60,000	60,000	
26 ORGANIZATIONAL DUES	19,275	20,519	
30 EQUIPMENT NEW/REPLACEMENT	24,121	25,327	
43 DEBT SERVICE (TREASURY)	144,473	140,698	
46 CONSULTANTS	1	1	
47 OWN FORCES MAINT.-BULD.&GRNDS	5,000	10,000	
48 CONTRACTUAL MAINT.-BULD&GRNDS	12,500	13,125	
50 PERSONAL SERVICE-TEMP/APPOINTE	59,000	49,375	
59 PART-TIME - BENEFITTED	787,193	797,937	
60 BENEFITS	98,776	25,799	
70 IN-STATE TRAVEL	8,950	1,017,136	
80 OUT-STATE TRAVEL	4,723	15,708	
91 ADVERTISING	25,232	5,268	
94 STAFF DEVELOPMENTS	10,566	32,744	
96 ACADEMIC COMPUTING	187,886	11,864	
97 LIBRARY SUPPORT	72,649	190,593	
98 KEENE SATELLITE NURSING	250,000	76,281	
TOTAL	5,443,145	250,000	5,626,198
ESTIMATED SOURCE OF FUNDS FOR			
EDUCATION DIVISION			
01 TRANSFERS FROM OTHER AGENCIES	I	8,000	8,000
07 AGENCY INCOME	I	1,295,061	1,316,638
08 AGENCY INCOME	I	40,110	42,116
09 AGENCY INCOME	I	1,499,889	1,506,907
GENERAL FUND	I	2,600,085	2,752,537
TOTAL		5,443,145	5,626,198
06 EDUCATION			
04 NH COMMUNITY TECH COLLEGE SYS			
07 NHCTC - CLAREMONT			
01 CLAREMONT CAMPUS			
02 CTR TRAINING & BUSINESS DEVEL			
18 OVERTIME			
19 HOLIDAY PAY	I	1	1
20 CURRENT EXPENSES		50,000	52,500
22 RENT&LEASES OTHER THAN STATE		2,000	2,000
26 ORGANIZATIONAL DUES		500	500
30 EQUIPMENT NEW/REPLACEMENT		20,000	20,000
46 CONSULTANTS		I	I

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06 EDUCATION	(CONT.)				
04 NH COMMUNITY TECH COLLEGE SYS	(CONT.)				
07 NHCTC - CLAREMONT	(CONT.)				
01 CLAREMONT CAMPUS	(CONT.)				
02 CTR TRAINING & BUSINESS DEVEL	(CONT.)				
50 PERSONAL SERVICE-TEMP/APPOINTE		101,011		101,918	
60 BENEFITS		7,728		7,798	
70 IN-STATE TRAVEL		2,000		2,000	
80 OUT-OF STATE TRAVEL		5,000		5,000	
91 ADVERTISING		53,509		49,931	
TOTAL		241,750		241,750	
ESTIMATED SOURCE OF FUNDS FOR					
CTR TRAINING & BUSINESS DEVEL					
04 AGENCY INCOME	I	241,750		241,750	
TOTAL		241,750		241,750	
06 EDUCATION					
04 NH COMMUNITY TECH COLLEGE SYS					
07 NHCTC - CLAREMONT					
02 STUDENT FINANCIAL AID					
01 TITLE IV FINANCIAL AID					
20 CURRENT EXPENSES	*	1		1	
30 EQUIPMENT NEW/REPLACEMENT	*	1		1	
41 AUDIT/FUND SERV. ASIDE	D	619		619	
45 TEXSCHOOL SERVICES/NON BENEFIT		45,000		45,000	
50 TRNGS THER STATE AGENCS	D	4,000		4,000	
60 PERSONAL SERVICE-TEMP/APPOINTE		1,045		1,045	
60 BENEFITS		80		80	
80 OUT-OF STATE TRAVEL	*	1		1	
90 PELL GRANTS TO STUDENTS		550,000		550,000	
91 SEOG GRANTS TO STUDENTS		35,000		35,000	
93 PERKINS CAPITAL CONTRIBUTIONS		3,000		3,000	
* REQUIRED STATE MATCH FOR FIN AID ADMIN EXPENSE					
TOTAL	*	638,747		638,747	
ESTIMATED SOURCE OF FUNDS FOR					
TITLE IV FINANCIAL AID					
00 FEDERAL FUNDS		618,866		618,866	
09 AGENCY INCOME	I	100		100	
GENERAL FUND		19,781		19,781	
TOTAL		638,747		638,747	

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HB 0001	PAGE 502 06/03/03		
06 EDUCATION			
04 NH COMMUNITY TECH COLLEGE SYS			
07 NHCTC - CLAREMONT			
05 WOMENS FUND			
90 GRANTS TO STUDENTS			
TOTAL			
ESTIMATED SOURCE OF FUNDS FOR		5,000	5,000
WOMENS FUND			
05 PRIVATE LOCAL FUNDS			
TOTAL		5,000	5,000
06 EDUCATION			
04 NH COMMUNITY TECH COLLEGE SYS			
07 NHCTC - CLAREMONT			
06 KEENE SATELLITE			
10 PERSONAL SERVICES-PERM. CLASSI			
22 RENT&LEASES OTHER THAN STATE			
23 HEAT, ELECTRICITY & WATER			
30 EQUIPMENT NEW/REPLACEMENT			
60 BENEFITS			
TOTAL		49,000	49,000
ESTIMATED SOURCE OF FUNDS FOR		171,000	171,000
KEENE SATELLITE		50,000	50,000
09 AGENCY INCOME		80,000	80,000
TOTAL		18,130	18,130
TOTAL		368,130	368,130
I			
ESTIMATED SOURCE OF FUNDS FOR		368,130	368,130
NHCTC - CLAREMONT		368,130	368,130
FEDERAL FUNDS			
GENERAL FUND			
OTHER FUNDS			
TOTAL		6,735,972	6,919,025
TOTAL			
ESTIMATED SOURCE OF FUNDS FOR		618,866	618,866
NHCTC - CLAREMONT		2,619,866	2,772,318
FEDERAL FUNDS		3,497,240	3,527,841
GENERAL FUND			
OTHER FUNDS			
TOTAL		6,735,972	6,919,025
06 EDUCATION			
04 NH COMMUNITY TECH COLLEGE SYS			
08 NHCTC - NASHUA			
01 NASHUA CAMPUS			
01 EDUCATION DIVISION			
10 PERSONAL SERVICES - PERMANENT			
11 PRESIDENT TECH COLLEGE			
18 MERIT PAY			
19 HOLIDAY PAY			
20 CURRENT EXPENSES			
22 RENT&LEASES OTHER THAN STATE			
TOTAL		2,725,835	2,798,501
ESTIMATED SOURCE OF FUNDS FOR		84,432	84,432
NASHUA CAMPUS		73,715	87,172
01 EDUCATION DIVISION		1	1
10 PERSONAL SERVICES - PERMANENT		366,741	412,366
11 PRESIDENT TECH COLLEGE		15,632	16,413
18 MERIT PAY			
19 HOLIDAY PAY			
20 CURRENT EXPENSES			
22 RENT&LEASES OTHER THAN STATE			

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06 EDUCATION						
04 NH COMMUNITY TECH COLLEGE SYS				(CONT.)		
08 NHCTC - NASHUA				(CONT.)		
01 NASHUA CAMPUS				(CONT.)		
01 EDUCATION DIVISION				(CONT.)		
				D		
23 HEAT, ELECTRICITY & WATER				90,000		90,000
24 MAINT. OTHER THAN BUILD.& GRNDS				35,467		37,555
26 ORGANIZATIONAL DUES				16,262		17,075
30 EQUIPMENT NEW/REPLACEMENT				132,473		132,473
43 DEBT SERVICE (TREASURY)				1		1
46 CONSULTANTS				10,000		20,000
47 OWN FORCES MAINT. -BUILD.&GRNDS				23,500		24,675
48 CONTRACTUAL MAINT. -BUILD&GRNDS				146,000		127,050
50 PERSONAL SERVICE-TEMP/APPOINTE				1,454,763		1,500,128
59 PART-TIME - BENEFITTED				21,138		21,957
60 BENEFITS				1,186,184		1,221,823
70 IN-STATE TRAVEL				8,139		11,696
80 OUT-OF STATE TRAVEL				7,794		15,534
91 ADVERTISING				80,273		115,286
94 STAFF DEVELOPMENT				10,617		19,548
96 EDUCATIONAL COMPUTERS				184,592		185,280
97 LIBRARY SUPPORT				128,600		135,030
TOTAL				6,802,159		7,073,992
ESTIMATED SOURCE OF FUNDS FOR						
EDUCATION DIVISION						
01 TRANSFERS FROM OTHER AGENCIES				12,000		12,000
07 AGENCY INCOME				1,787,059		1,824,984
08 AGENCY INCOME				48,615		51,046
09 AGENCY INCOME				2,528,176		2,581,579
GENERAL FUND				2,465,315		2,604,383
TOTAL				6,802,159		7,073,992
06 EDUCATION						
04 NH COMMUNITY TECH COLLEGE SYS						
08 NHCTC - NASHUA						
01 NASHUA CAMPUS						
02 CTR TRAINING & BUSINESS DEVEL						
10 PERSONAL SERVICES-PERM. CLASSI				78,971		81,395
18 OVERTIME				1		1
19 HOLIDAY PAY				1		1
20 CURRENT EXPENSES				21,382		31,282
26 ORGANIZATIONAL DUES				263		276
30 EQUIPMENT NEW/REPLACEMENT				1		1
50 PERSONAL SERVICE-TEMP/APPOINTE				428,972		451,081
60 BENEFITS				62,035		64,624
70 IN-STATE TRAVEL				220		231
80 OUT-OF STATE TRAVEL				748		785
91 ADVERTISING				6,414		9,234
TOTAL				599,008		638,911
ESTIMATED SOURCE OF FUNDS FOR						
CTR TRAINING & BUSINESS DEVEL						

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06 EDUCATION						
04 NH COMMUNITY TECH COLLEGE SYS						
08 NHCTC - NASHUA						
01 NASHUA CAMPUS						
02 CTR TRAINING & BUSINESS DEVEL						
04 AGENCY INCOME	I		599,008		638,911	
TOTAL			599,008		638,911	
06 EDUCATION						
04 NH COMMUNITY TECH COLLEGE SYS						
08 NHCTC - NASHUA						
02 STUDENT FINANCIAL AID						
01 TITLE IV FINANCIAL AID						
20 CURRENT EXPENSES	"					
30 EQUIPMENT NEW/REPLACEMENT	"					
41 AUDIT FUND SET ASIDE	D					
45 PERSONNEL SERVICES/NON BENEFIT						
49 TRANSFERS TO OTHER STATE AGENCS	D					
50 PERSONAL SERVICE-TEMP/APPOINTE						
60 BENEFITS						
80 OUT-OF STATE TRAVEL	"					
90 PELL GRANTS TO STUDENTS						
91 SEOG GRANTS TO STUDENTS						
93 PERKINS CAPITAL CONTRIBUTIONS						
REQUIRED STATE MATCH FOR FIN AID ADMIN EXPENSE	"					
TOTAL			649,255		649,255	
ESTIMATED SOURCE OF FUNDS FOR						
TITLE IV FINANCIAL AID						
00 FEDERAL FUNDS			626,374		626,374	
09 AGENCY INCOME	I		22,781		22,781	
GENERAL FUND			649,255		649,255	
TOTAL						
06 EDUCATION						
04 NH COMMUNITY TECH COLLEGE SYS						
08 NHCTC - NASHUA						
02 STUDENT FINANCIAL AID						
02 PERKINS LOAN REVOLVING						
20 CURRENT EXPENSES						
49 TRANSFERS TO OTHER STATE AGENCS	D					
90 LOANS TO STUDENTS						
TOTAL			85,200		85,200	
ESTIMATED SOURCE OF FUNDS FOR						
PERKINS LOAN REVOLVING						
06 AGENCY INCOME	I		10,000		10,000	
09 AGENCY INCOME	I		75,200		75,200	

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06 EDUCATION			(CONT.)			
04 NH COMMUNITY TECH COLLEGE SYS			(CONT.)			
08 NHCTC - NASHUA			(CONT.)			
02 STUDENT FINANCIAL AID			(CONT.)			
02 PERKINS LOAN REVOLVING			(CONT.)			
TOTAL			85,200		85,200	
06 EDUCATION						
04 NH COMMUNITY TECH COLLEGE SYS						
08 NHCTC - NASHUA						
03 CARL PERKINS PROGRAM						
30 CURRENT EXPENSES			4,300		4,300	
50 EQUIPMENT NEW/REPLACEMENT			100		100	
40 INDIRECT COSTS			2,371		2,371	
50 PERSONAL SERVICE - TEMP/APPOINTEE			40,400		40,400	
60 BENEFITS			3,091		3,091	
70 IN-STATE TRAVEL			100		100	
80 OUT-OF STATE TRAVEL			4,900		4,900	
90 GRANTS TO STUDENTS			180,152		180,152	
94 STAFF DEVELOPMENT			64,486		64,486	
97 LIBRARY SUPPORT			100		100	
TOTAL			300,000		300,000	
ESTIMATED SOURCE OF FUNDS FOR						
CARL PERKINS PROGRAM			300,000		300,000	
09 AGENCY INCOME			300,000		300,000	
TOTAL						
06 EDUCATION						
04 NH COMMUNITY TECH COLLEGE SYS						
08 NHCTC - NASHUA						
09 TIIAP NASHUA						
10 PERSONAL SERVICES-PERM. CLASSI			63,113		65,549	
41 AUDIT FUND SET ASIDE			87		90	
60 BENEFITS			23,352		24,253	
TOTAL			86,552		89,892	
ESTIMATED SOURCE OF FUNDS FOR						
TIIAP NASHUA			86,552		89,892	
00 FEDERAL FUNDS			86,552		89,892	
TOTAL						
TOTAL			8,522,174		8,837,250	
ESTIMATED SOURCE OF FUNDS FOR						
NHCTC - NASHUA			712,926		716,266	
FEDERAL FUNDS			2,446,096		2,627,164	
GENERAL FUND			5,341,152		5,493,820	
OTHER FUNDS						

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06 EDUCATION		(CONT.)	
04 NH COMMUNITY TECH COLLEGE SYS		(CONT.)	
08 NHCTC - NASHUA		(CONT.)	
TOTAL		8,522,174	8,837,250
06 EDUCATION			
04 NH COMMUNITY TECH COLLEGE SYS			
10 POLICE STANDARDS & TRNG COUNCL			
01 ADMINISTRATION AND STANDARDS			
10 PERSONAL SERVICES - PERMANENT			
11 SALARY OF DIRECTOR		345,411	354,111
18 OVERTIME		7,056	78,056
20 CURRENT EXPENSES		7,000	7,245
22 RENT&LEASES OTHER THAN STATE		129,187	142,622
23 HEAT, ELECTRICITY & WATER		125,416	2,500
24 MAINT.-OTHER THAN BUILD. & GRNDS		125,090	127,399
26 ORGANIZATIONAL DUES		55,967	57,925
30 EQUIPMENT NEW/REPLACEMENT		5,000	5,175
40 INDIRECT COSTS		36,484	37,961
42 ADDITIONAL FRINGE BENEFITS		24,124	27,968
44 DEBT SERVICE (OTHER AGENCIES)		17,000	17,595
47 OWN FORCES MAINT.-BUILD.&GRNDS		404,180	317,508
48 CONTRACTORS TO OTHER STATE AGENCIES		100	100
49 PERSONNEL SERVICE-TEMP/APPOINTE		33,356	54,523
50 BENEFITS		135,990	141,515
60 PERMITS		4,578	4,738
70 IN-STATE TRAVEL		159,697	162,945
80 OUT-OF STATE TRAVEL		15,962	16,520
91 COMPUTER INITIATIVE		9,666	10,004
TOTAL		1,624,464	1,563,300
ESTIMATED SOURCE OF FUNDS FOR			
ADMINISTRATION AND STANDARDS			
09 AGENCY INCOME		1,624,464	1,563,300
TOTAL		1,624,464	1,563,300
06 EDUCATION			
04 NH COMMUNITY TECH COLLEGE SYS			
10 POLICE STANDARDS & TRNG COUNCL			
02 TRAINING			
10 PERSONAL SERVICES - PERMANENT			
18 OVERTIME		572,721	585,986
20 CURRENT EXPENSES		22,763	23,559
22 RENT&LEASES OTHER THAN STATE		107,225	110,976
24 MAINT.-OTHER THAN BUILD. & GRNDS		906	937
26 ORGANIZATIONAL DUES		5,675	5,874
		218	226

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06 EDUCATION				(CONT.)		
04 NH COMMUNITY TECH COLLEGE SYS				(CONT.)		
10 POLICE STANDARDS & TRNG COUNCL				(CONT.)		
02 TRAINING						
30 EQUIPMENT NEW/REPLACEMENT				4,087		7,608
42 ADDITIONAL FRINGE BENEFITS				29,000		30,015
46 CONSULTANTS				240,436		257,851
49 TRANSFERS TO OTHER STATE AGENCIES				3,000		3,000
50 PERSONAL SERVICE-TEMP/APPOINTEE				84,724		86,469
60 BENEFITS				226,787		232,147
70 IN-STATE TRAVEL				186,824		187,175
92 SPECIALIZED TRAINING GRANTS				51,750		53,561
TOTAL				1,529,836		1,585,384
ESTIMATED SOURCE OF FUNDS FOR						
TRAINING						
09 AGENCY INCOME				1,529,836		1,585,384
TOTAL				1,529,836		1,585,384
06 EDUCATION						
04 NH COMMUNITY TECH COLLEGE SYS						
10 POLICE STANDARDS & TRNG COUNCL						
03 CORRECTIONS						
10 PERSONAL SERVICES - PERMANENT				80,957		83,542
18 OVERTIME EXPENSES				1,195		1,237
20 CURRENT EXPENSES				21,998		22,768
32 RENT/LEASES OTHER THAN STATE				1,208		1,250
42 ADDITIONAL DUES				78		80
46 ADDITIONAL FRINGE BENEFITS				4,300		4,451
46 CONSULTANTS				21,621		22,378
60 BENEFITS				30,396		31,369
70 IN-STATE TRAVEL				49,692		51,430
TOTAL				211,445		218,505
ESTIMATED SOURCE OF FUNDS FOR						
CORRECTIONS						
09 AGENCY INCOME				211,445		218,505
TOTAL				211,445		218,505
06 EDUCATION						
04 NH COMMUNITY TECH COLLEGE SYS						
10 POLICE STANDARDS & TRNG COUNCL						
05 COMPENSATIONS						
01 WORKER'S COMPENSATION						
99 WORKERS COMPENSATION				9,700		10,040
TOTAL				9,700		10,040
ESTIMATED SOURCE OF FUNDS FOR						
WORKER'S COMPENSATION						

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06 EDUCATION	(CONT.)		
04 NH COMMUNITY TECH COLLEGE SYS	(CONT.)		
10 POLICE STANDARDS & TRNG COUNCIL	(CONT.)		
05 COMPENSATIONS	(CONT.)		
01 WORKER'S COMPENSATION	(CONT.)		
09 AGENCY INCOME	I	9,700	10,040
TOTAL		9,700	10,040
06 EDUCATION			
04 NH COMMUNITY TECH COLLEGE SYS			
10 POLICE STANDARDS & TRNG COUNCIL			
05 COMPENSATIONS			
02 UNEMPLOYMENT COMPENSATION			
99 UNEMPLOYMENT COMPENSATION		2,370	2,453
TOTAL		2,370	2,453
ESTIMATED SOURCE OF FUNDS FOR			
UNEMPLOYMENT COMPENSATION			
09 AGENCY INCOME	I	2,370	2,453
TOTAL		2,370	2,453
TOTAL		3,377,815	3,379,682
ESTIMATED SOURCE OF FUNDS FOR			
POLICE STANDARDS & TRNG COUNCIL			
OTHER FUNDS			
TOTAL		3,377,815	3,379,682
06 EDUCATION			
04 NH COMMUNITY TECH COLLEGE SYS			
11 CHRISTA McAULIFFE PLANETARIUM			
01 ADMINISTRATION			
10 PERSONAL SERVICES - PERMANENT		365,997	371,732
11 SALARY OF DIRECTOR		71,483	71,483
18 OVERTIME		3,155	3,155
19 HOLIDAY PAY		2,866	2,866
20 CURRENT EXPENSES		65,005	62,556
22 RENT&LEASES OTHER THAN STATE		4,151	4,205
23 HEAT, ELECTRICITY & WATER		27,385	28,225
24 MAINT. OTHER THAN BUILD. & GRNDS		15,850	15,850
26 ORGANIZATIONAL DUES		1,600	1,650
30 EQUIPMENT NEW/REPLACEMENT		33,533	44,255
46 CONSULTANTS		2,250	2,250
47 OWN FORCES MAINT. - BUILD.&GRNDS		1,092	1,125
48 CONTRACTUAL MAINT. - BUILD&GRNDS		15,307	15,679
50 PERSONAL SERVICE-TEMP/APPOINTE		61,220	62,444
60 BENEFITS		168,778	170,994
70 IN-STATE TRAVEL		3,912	3,912
80 OUT-OF STATE TRAVEL		4,429	4,562

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06 EDUCATION						
04 NH COMMUNITY TECH COLLEGE SYS						
11 CHRISTA McAULIFFE PLANETARIUM						
01 ADMINISTRATION						
90 PLANETARIUM CONTINGENCY						
TOTAL					607	614
ESTIMATED SOURCE OF FUNDS FOR					848,720	871,773
ADMINISTRATION						
09 AGENCY INCOME					368,786	357,405
GENERAL FUND					499,934	516,368
TOTAL					848,720	871,773
06 EDUCATION						
04 NH COMMUNITY TECH COLLEGE SYS						
11 CHRISTA McAULIFFE PLANETARIUM						
02 GIFT SHOP						
10 PERSONAL SERVICES - PERMANENT						
18 OVERTIME					28,941	30,105
19 HOLIDAY PAY					363	363
20 CURRENT EXPENSES					475	475
24 MAINT. OTHER THAN BUILD. & GRNDS					4,605	4,743
26 ORGANIZATIONAL DUES					1,432	1,432
30 EQUIPMENT NEW/REPLACEMENT					175	175
46 CONSULTANTS					2,000	2,000
50 PERSONAL SERVICE - TEMP/APPOINTEE					1,060	1,060
60 BENEFITS					24,186	24,570
70 IN-STATE TRAVEL					12,868	13,329
90 OUT-OF-STATE TRAVEL					300	300
93 MERCHANDISE FOR RESALE					1,500	1,500
TOTAL					90,000	90,000
ESTIMATED SOURCE OF FUNDS FOR					167,905	170,052
GIFT SHOP						
09 AGENCY INCOME					167,905	170,052
TOTAL					167,905	170,052
06 EDUCATION						
04 NH COMMUNITY TECH COLLEGE SYS						
11 CHRISTA McAULIFFE PLANETARIUM						
03 COMPENSATIONS						
01 WORKER'S COMPENSATION						
95 OTHER AWARDS & INDEMNITIES						
99 WORKER'S COMPENSATION						
TOTAL						
ESTIMATED SOURCE OF FUNDS FOR					2	2
WORKER'S COMPENSATION						
GENERAL FUND					2	2

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06 EDUCATION				
04 NH COMMUNITY TECH COLLEGE SYS				
11 CHRISTA MCAULIFFE PLANETARIUM				
03 COMPENSATIONS				
01 WORKER'S COMPENSATION				
(CONT.)				
(CONT.)				
(CONT.)				
(CONT.)				
TOTAL	2			2
06 EDUCATION				
04 NH COMMUNITY TECH COLLEGE SYS				
11 CHRISTA MCAULIFFE PLANETARIUM				
03 COMPENSATIONS				
02 UNEMPLOYMENT COMPENSATION				
90 UNEMPLOYMENT COMPENSATION		1		1
D				
TOTAL		1		1
ESTIMATED SOURCE OF FUNDS FOR				
UNEMPLOYMENT COMPENSATION				
GENERAL FUND		1		1
TOTAL		1		1
06 EDUCATION				
04 NH COMMUNITY TECH COLLEGE SYS				
11 CHRISTA MCAULIFFE PLANETARIUM				
04 PLANETARIUM DONATIONS				
20 CURRENT EXPENSES				
90 PLANETARIUM SHOWS		1		1
91 PLANETARIUM EXHIBITS		1		1
92 PLANETARIUM		1		1
93 STAR PICO EXHIBIT		1		1
94 NEW EXHIBIT/SHOW		1		1
95 NEW EXHIBIT/SHOW		1		1
96 NEW EXHIBIT/SHOW		1		1
97 NEW EXHIBIT/SHOW		1		1
98 ALAN B SHEPARD DESIGN		1		1
99 ALAN B. SHEPARD WING		1		1
TOTAL		11		11
ESTIMATED SOURCE OF FUNDS FOR				
PLANETARIUM DONATIONS				
05 PRIVATE LOCAL FUNDS		11		11
TOTAL		11		11
TOTAL			1,016,639	1,041,839
ESTIMATED SOURCE OF FUNDS FOR				
CHRISTA MCAULIFFE PLANETARIUM				
GENERAL FUND			499,937	514,371
OTHER FUNDS			516,702	527,468
TOTAL			1,016,639	1,041,839
TOTAL			78,131,908	80,712,070

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(CONT.)					
(CONT.)					
06 EDUCATION					
04 NH COMMUNITY TECH COLLEGE SYS					
ESTIMATED SOURCE OF FUNDS FOR					
NH COMMUNITY TECH COLLEGE SYS					
FEDERAL FUNDS					
GENERAL FUND					
OTHER FUNDS					
TOTAL					
06 EDUCATION					
05 NH SHEEPSTAKES COMMISSION					
01 LOTTERY DIVISION					
10 PERSONAL SERVICES - PERMANENT					
11 SALARY OF COMMISSION CHAIRMAN					
12 SALARIES OF TWO COMMISSIONERS					
13 SALARY OF EXECUTIVE DIRECTOR					
18 OVERTIME					
19 HOLIDAY PAY					
20 CURRENT EXPENSES					
22 RENT/LEASES OTHER THAN STATE					
24 MAINT. OTHER THAN BUILD. & GRNS					
26 ORGANIZATIONAL DUES					
30 EQUIPMENT NEW/REPLACEMENT					
40 INDIRECT COSTS					
46 CONSULTANTS					
50 PERSONAL SERVICE-TEMP/APPOINTEE					
60 BENEFITS					
70 IN-STATE TRAVEL					
80 OUT-OF-STATE TRAVEL					
92 SALES OPTICSES					
93 SHOOTING TARGETS					
95 ADVERTISING					
96 WORKERS COMP					
96 RETIREE BENEFITS					
TOTAL					
ESTIMATED SOURCE OF FUNDS FOR					
LOTTERY DIVISION					
TOTAL					

⁹ THE SHEEPSTAKES COMMISSION SHALL, IN EACH YEAR OF THE BIENNIMUM, MAKE THE FOLLOWING DISBURSEMENTS FROM CLASS 93, ADVERTISING, ROCKINGHAM PARK - \$117,500, SEABROOK RACE TRACK - \$117,500, HINDSDALE RACE TRACK - \$60,000, LAKES REGION RACE TRACK - \$15,000, ROCHESTER FAIR - \$15,000.

TOTAL
ESTIMATED SOURCE OF FUNDS FOR
LOTTERY DIVISION

		----- FISCAL YEAR 2004 -----	----- FISCAL YEAR 2005 -----
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06 EDUCATION			
05 NH SWEEPSTAKES COMMISSION			
01 LOTTERY DIVISION			
	(CONT.)		
	(CONT.)		
	(CONT.)		
SWEEPSTAKES FUND			
TOTAL		6,774,838	6,868,744
06 EDUCATION		6,774,838	6,868,744
05 NH SWEEPSTAKES COMMISSION			
02 BINGO LUCKY 7			
10 PERSONAL SERVICES - PERMANENT			
20 CURRENT EXPENSES			
22 RENTS&LEASES OTHER THAN STATE			
30 EQUIPMENT NEW/REPLACEMENT			
40 INDIRECT COSTS			
49 TRANSFERS TO OTHER STATE AGENCIES			
60 BENEFITS			
70 IN-STATE TRAVEL			
90 SYSTEM DEVEL. & MAINTENANCE			
96 RETIREE BENEFITS			
TOTAL			
ESTIMATED SOURCE OF FUNDS FOR			
BINGO LUCKY 7			
SWEEPSTAKES FUND			
TOTAL		923,629	655,841
06 EDUCATION			
06 UNIVERSITY SYSTEM			
01 UNH - DURHAM			
90 UNH - DURHAM			
		7,698,467	7,524,585
TOTAL		7,698,467	7,524,585
ESTIMATED SOURCE OF FUNDS FOR			
SWEEPSTAKES COMMISSION			
SWEEPSTAKES FUND			
TOTAL		923,629	655,841
06 EDUCATION			
06 UNIVERSITY SYSTEM			
01 UNH - DURHAM			
90 UNH - DURHAM			
		7,698,467	7,524,585
TOTAL		7,698,467	7,524,585
90 UNH - DURHAM			
		44,394,473	45,417,307

* \$300,000 OF THE FY 2004 APPROPRIATION IN THIS PAU IS FOR THE PURPOSE OF FUNDING THE BASEBALL/ SOFTBALL PROGRAMS AT THE UNH-DURHAM CAMPUS. THIS AMOUNT SHALL NOT BE EXPENDED OR TRANS-

		----- FISCAL YEAR 2004 -----		----- FISCAL YEAR 2005 -----	
06 EDUCATION					
06 UNIVERSITY SYSTEM	(CONT.)				
01 UNH - DURHAM	(CONT.)				
<p>FERRED FOR ANY OTHER PURPOSE AND SHALL NOT LAPSE. FURTHER, THE UNIVERSITY SYSTEM OF NEW HAMPSHIRE SHALL NOT SPEND THE APPROPRIATION OR A PORTION THEREOF UNTIL IT HAS RAISED AN EQUAL AMOUNT IN MATCHING FUNDS FOR THE PURPOSE OF FUNDING THE BASEBALL/SOFTBALL PROGRAMS AT THE UNH-DURHAM CAMPUS.</p>					
TOTAL		44,394,473		45,417,307	
UNH - DURHAM					
GENERAL FUND		44,394,473		45,417,307	
TOTAL		44,394,473		45,417,307	
06 EDUCATION					
06 UNIVERSITY SYSTEM					
02 KEENE STATE COLLEGE					
TOTAL			11,145,260	11,479,618	
90 KEENE STATE COLLEGE					
TOTAL			11,145,260	11,479,618	
ESTIMATED SOURCE OF FUNDS FOR					
KEENE STATE COLLEGE					
GENERAL FUND			11,145,260	11,479,618	
TOTAL			11,145,260	11,479,618	
06 EDUCATION					
06 UNIVERSITY SYSTEM					
03 PLYMOUTH STATE COLLEGE					
TOTAL			11,145,292	11,479,650	
90 PLYMOUTH STATE COLLEGE					
TOTAL			11,145,292	11,479,650	
ESTIMATED SOURCE OF FUNDS FOR					
PLYMOUTH STATE COLLEGE					
GENERAL FUND			11,145,292	11,479,650	
TOTAL			11,145,292	11,479,650	

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06 EDUCATION
06 UNIVERSITY SYSTEM
06 UNH - MANCHESTER

90 UNH - MANCHESTER

TOTAL	1,659,635	1,709,424	1,709,424
ESTIMATED SOURCE OF FUNDS FOR			
UNH - MANCHESTER	1,659,635		1,709,424
GENERAL FUND	1,659,635		1,709,424
TOTAL			

06 EDUCATION
06 UNIVERSITY SYSTEM
05 COLLEGE FOR LIFELONG LEARNING

90 COLLEGE FOR LIFELONG LEARNING

TOTAL	1,628,115	1,676,959	1,676,959
ESTIMATED SOURCE OF FUNDS FOR			
COLLEGE FOR LIFELONG LEARNING	1,628,115		1,676,959
GENERAL FUND	1,628,115		1,676,959
TOTAL			

06 EDUCATION
06 UNIVERSITY SYSTEM
06 UNH - CONSULTING CENTER

90 UNH - CONSULTING CENTER

TOTAL	153,106	157,699	157,699
ESTIMATED SOURCE OF FUNDS FOR			
UNH - CONSULTING CENTER	153,106		157,699
GENERAL FUND	153,106		157,699
TOTAL			

06 EDUCATION
06 UNIVERSITY SYSTEM
07 AGRICULTURAL EXPERIMENT STAT

90 AGRICULTURE EXPERIMENT STATION

TOTAL	4,772,440	4,915,614	4,915,614
ESTIMATED SOURCE OF FUNDS FOR			
AGRICULTURAL EXPERIMENT STAT	4,772,440		4,915,614
GENERAL FUND	4,772,440		4,915,614
TOTAL			

	H8 0001	PAGE	515	06/03/03		----- FISCAL YEAR 2004 -----	----- FISCAL YEAR 2005 -----
06 EDUCATION					(CONT.)		
06 UNIVERSITY SYSTEM					(CONT.)		
07 AGRICULTURAL EXPERIMENT STAT					(CONT.)		
TOTAL						4,772,660	4,915,614
06 EDUCATION							
06 UNIVERSITY SYSTEM							
08 MARINE RESEARCH & DEVELOPMENT							
90 MARINE RESEARCH & DEVELOPMENT							
TOTAL					894,771	894,771	921,613
ESTIMATED SOURCE OF FUNDS FOR							921,613
MARINE RESEARCH & DEVELOPMENT							
GENERAL FUND						894,771	921,613
TOTAL						894,771	921,613
06 EDUCATION							
06 UNIVERSITY SYSTEM							
09 UNH COOP EXTENSION SERVICE							
90 UNH COOP EXTENSION SERVICE							
TOTAL					3,273,394	3,273,394	3,371,596
ESTIMATED SOURCE OF FUNDS FOR							3,371,596
UNH COOP EXTENSION SERVICE							
GENERAL FUND						3,273,394	3,371,596
TOTAL						3,273,394	3,371,596
06 EDUCATION							
06 UNIVERSITY SYSTEM							
11 EXTENSION WORK IN COUNTIES							
90 EXTENSION WORK IN COUNTIES							
TOTAL					2,094,391	2,094,391	2,157,223
ESTIMATED SOURCE OF FUNDS FOR							2,157,223
EXTENSION WORK IN COUNTIES							
GENERAL FUND						2,094,391	2,157,223
TOTAL						2,094,391	2,157,223

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06 EDUCATION					
06 UNIVERSITY SYSTEM					
12 N H PUBLIC TELEVISION					
90 N H PUBLIC TELEVISION					
TOTAL				2,229,415	2,296,298
ESTIMATED SOURCE OF FUNDS FOR					2,296,298
N H PUBLIC TELEVISION				2,229,415	2,296,298
GENERAL FUND				2,229,415	2,296,298
TOTAL					
TOTAL				83,390,292	85,583,001
ESTIMATED SOURCE OF FUNDS FOR					
UNIVERSITY SYSTEM				83,390,292	85,583,001
GENERAL FUND				83,390,292	85,583,001
TOTAL					
TOTAL				1324,564,862	1275,512,605
ESTIMATION SOURCE OF FUNDS FOR					
EDUCATION FUNDS					
FEDERAL FUND				195,379,237	216,883,292
STATE FUND				246,573,402	279,500,510
STIPENDS FUND				7,690,267	7,564,510
SUPERSTAKES FUND				874,912,856	780,764,218
OTHER FUNDS					
TOTAL				1324,564,862	1275,512,605

	----- FISCAL YEAR 2004 -----	----- FISCAL YEAR 2005 -----
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1.07 SUMMARY		
TOTAL APPROPRIATION FOR CATEGORY 01		
GENERAL GOVERNMENT		
AS INCLUDED IN SECTION 1.01	313,002,897	327,336,336
ESTIMATED SOURCE OF FUNDS FOR CATEGORY 01		
GENERAL GOVERNMENT		
AS INCLUDED IN SECTION 1.01	20,374,039	19,201,765
FEDERAL FUNDS	46,476,412	48,235,586
OTHER FUNDS	246,152,446	259,898,985
GENERAL FUND	313,002,897	327,336,336
TOTAL		
TOTAL APPROPRIATION FOR CATEGORY 02		
ADMIN OF JUSTICE & PUBLIC PRIN		
AS INCLUDED IN SECTION 1.02	379,391,652	371,919,736
ESTIMATED SOURCE OF FUNDS FOR CATEGORY 02		
ADMIN OF JUSTICE & PUBLIC PRIN		
AS INCLUDED IN SECTION 1.02	58,489,270	43,498,156
FEDERAL FUNDS	117,938,909	121,073,440
OTHER FUNDS	202,963,473	207,348,150
GENERAL FUND	379,391,652	371,919,736
TOTAL		
TOTAL APPROPRIATION FOR CATEGORY 03		
RESOURCE PROTECT'N & DEVELOP'T		
AS INCLUDED IN SECTION 1.03	219,101,802	221,405,938
ESTIMATED SOURCE OF FUNDS FOR CATEGORY 03		
RESOURCE PROTECT'N & DEVELOP'T		
AS INCLUDED IN SECTION 1.03	68,190,504	67,700,173
FEDERAL FUNDS	98,783,251	100,351,689
OTHER FUNDS	41,824,343	42,916,818
GENERAL FUND	10,303,404	10,637,258
FISH AND GAME FUNDS	219,101,802	221,405,938
TOTAL		

	FISCAL YEAR 2004	FISCAL YEAR 2005
TOTAL APPROPRIATION FOR CATEGORY 04		
TRANSPORTATION		
AS INCLUDED IN SECTION 1.04	505,187,357	510,180,390
ESTIMATED SOURCE OF FUNDS FOR CATEGORY 04		
AS INCLUDED IN SECTION 1.04		
FEDERAL FUNDS	160,387,122	154,627,479
OTHER FUNDS	48,511,692	48,998,395
GENERAL FUND	2,807,781	5,800,959
HIGHWAY FUNDS	231,994,630	235,028,443
TURNPIKES FUNDS	61,486,132	64,835,114
TOTAL	505,187,357	510,180,390
TOTAL APPROPRIATION FOR CATEGORY 05		
HEALTH AND SOCIAL SERVICES		
AS INCLUDED IN SECTION 1.05	1735,119,615	1762,050,651
ESTIMATED SOURCE OF FUNDS FOR CATEGORY 05		
AS INCLUDED IN SECTION 1.05		
FEDERAL FUNDS	844,907,827	858,200,413
OTHER FUNDS	284,922,348	277,771,093
GENERAL FUND	625,289,440	626,079,145
TOTAL	1735,119,615	1762,050,651
TOTAL APPROPRIATION FOR CATEGORY 06		
EDUCATION		
AS INCLUDED IN SECTION 1.06	1324,564,862	1275,512,605
ESTIMATED SOURCE OF FUNDS FOR CATEGORY 06		
AS INCLUDED IN SECTION 1.06		
FEDERAL FUNDS	195,379,237	216,883,292
OTHER FUNDS	874,913,856	780,704,218
GENERAL FUND	246,573,302	270,400,510
SNEEPSTAKES FUNDS	7,698,467	7,524,585
TOTAL	1324,564,862	1275,512,605
TOTAL APPROPRIATION AS INCLUDED IN SECTIONS 1.01 THRU AND INCLUDING 1.06	4476,368,185	4468,405,656
ESTIMATED SOURCE OF FUNDS AS INCLUDED IN SECTION 1.01 THRU AND INCLUDING 1.06		
FEDERAL FUNDS	1347,727,999	1360,111,268
OTHER FUNDS	1451,546,568	1377,134,421
GENERAL FUND	1365,610,785	1409,534,567
HIGHWAY FUNDS	231,994,630	235,028,443
FISH AND GAME FUNDS	10,303,604	10,437,258
SNEEPSTAKES FUNDS	7,698,467	7,524,585
TURNPIKES FUNDS	61,486,132	64,835,114
TOTAL	4476,368,185	4468,405,656

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1.08 Budget Footnotes; General.

A. Data Processing Services. The department of administrative services and the department of health and human services shall, prior to performing data processing services for any department, board, commission, institution, or other agency, enter into a written agreement specifying in detail the services to be performed and the cost to the agency. Said agreement shall be binding on both agencies. Any change or modification in the services to be performed shall likewise be agreed to in writing and shall specify the change and the adjustment to the cost. Any dispute relative to such agreements shall be resolved by the department of justice. The provisions of this paragraph shall not permit any state department, board, commission, institution, or other agency to contract for data processing services without the approval of the department of administrative services.

B. Revenue shall be deposited with the state treasurer as unrestricted revenue.

C. Revenue in excess of the estimate may be expended with prior approval of the fiscal committee and the approval of the governor and council.

D. The funds in this appropriation shall not be transferred or expended for any other purpose.

E. The funds in this appropriation are for general overhead state charges and such sums shall be transferred by the agency to the general fund of the state consistent with federal requirements.

F. This appropriation shall not lapse until June 30, 2005.

G. The funds in this appropriation shall not be transferred or expended for any other purpose and shall not lapse until June 30, 2005.

H. The funds in this appropriation shall not be transferred or used for any other purpose and shall not lapse until June 30, 2005. No additions or deletions may be made from those projects authorized for funding from the original maintenance survey except in an emergency situation and then only after consultation with the commissioner of the department of transportation and approval by the commissioner of the department of administrative services.

I. In the event that estimated revenue is less than budgeted, the total appropriation shall be reduced by the amount of the shortfall in either actual or projected budgeted revenue. The agency head shall notify the bureau of accounting services forthwith, in writing, as to precisely which line item appropriation and in what specific amounts reductions are to be made in order to compensate fully for the total revenue deficits. The provisions of this footnote do not apply to federal funds covered by RSA 124:14.

J. This appropriation, to be administered by the commissioner, is for the necessary equipment needs of the department and shall be expended at the commissioner's discretion.

K. The funds in this appropriation are for the lease of state-owned equipment from the department of transportation operations division, mechanical services bureau, and shall not be transferred or expended for any other purpose. Transfers may be made between funds appropriated in class 25 in other PAUs with prior approval of the capital budget overview committee and

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thereafter the fiscal committee and governor and council.

GENERAL SECTIONS

2 General Fund and Total Appropriation Limits. The amount included in PAU 06-06 (higher education fund) under estimated source of funds from general fund shall be the total appropriation from general funds for such PAU that may be expended for the purpose of section 1 of this act. Any funds received by said agency from other than general funds are hereby appropriated for the use of the agency and may be expended by said agency whether or not this will result in an appropriation and expenditure by the agency in excess of the total appropriation therefor.

3 Assignment of Office Space. If, during the biennium ending June 30, 2005, because of program reductions, consolidations, or any other reason, office space becomes available in the health and human services complex, the Hayes building, or any other state building, except office space under the control of the legislature pursuant to RSA 14:14-b, the commissioner of the administrative services shall, with the prior approval of the fiscal committee, and with the approval of the governor and council, require that any agency renting private space be required to occupy such available space in said building or buildings forthwith. Such funds as have been allocated or committed by any agency affected by this section for outside rental shall be transferred by the director of the division of accounting services to the bureau of general services, PAU 01-04-04-05-01, for maintenance of state buildings.

4 Sweepstakes Commission; Authority Granted. For the biennium ending June 30, 2005, in order to provide sufficient funding to the sweepstakes commission to carry out sweepstakes programs that will provide funds for distribution in accordance with RSA 284:21-j, the commission shall apply to the fiscal committee of the general court for approval of any new sweepstakes programs or for the purchase of any tickets for new or continuing games. Additionally, no expenditures for consultants shall be made without prior approval by the fiscal committee. If approved, the commission may then apply to the governor and council to transfer funds from the sweepstakes revenue special account. The total of such transfers shall not exceed \$5,000,000 for the biennium ending June 30, 2005.

5 Department of Justice; Special Provision. For the biennium ending June 30, 2005, filing fees received by the department of justice pursuant to RSA 7:28-a shall be deposited with the state treasurer as restricted revenue; and any excess of such revenue over the amounts appropriated for the division of charitable trusts shall lapse to the unappropriated surplus of the general fund. Expenditures from this fund shall not be made except by appropriation by the general court.

6 Appropriation of Unrestricted Motor Vehicle Revenue. All sums received by the division of motor vehicles or the division of state police, department of safety, from any source, which are not derived from registration fees, drivers licenses, gasoline road tolls, or any other special charges or taxes with respect to the operation of motor vehicles or the sale or consumption of motor vehicle fuel, including revenue received from fines and forfeitures assessed against any violator of any law of the



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state, other than RSA 266:18 through 266:26, or of any political subdivision thereof relative to the use and operation of motor vehicles, whether the violator is apprehended or prosecuted by an employee of the state or any political subdivision thereof, shall be paid to the state treasurer and shall, for the biennium ending June 30, 2005, be available for expenditure as unrestricted general fund revenues of the state. Fines and forfeitures assessed against any violator of RSA 266:18 through 266:26 shall be available as unrestricted highway fund revenue.

7 General Fund Appropriation Reduction; Judicial Branch.

I. The judicial branch shall reduce state general fund appropriations by \$5,474,589 for the fiscal year ending June 30, 2004 and \$5,030,628 for the fiscal year ending June 30, 2005 excluding PAU 02-01-04 district and municipal courts and PAU 02-01-05, class 49, transfers to the department of administrative services for court facilities.

II. The judicial branch shall make no transfers out of PAU 02-01-04 district and municipal courts, and is hereby directed to reduce state general fund appropriations in PAU 02-01-04 by \$500,000 for the fiscal year ending June 30, 2004 and \$500,000 for the fiscal year ending June 30, 2005.

III. The chief justice of the supreme court, or designee, shall, by August 1, 2003, notify the department of administrative services as to the specific amounts to be reduced in specified line item appropriations in functional units, in order to comply fully with this section for fiscal year 2004.

IV. The chief justice of the supreme court, or designee, shall, by August 1, 2004, notify the department of administrative services as to the specific amounts to be reduced in specified line item appropriations in functional units, in order to comply fully with this section for fiscal year 2005.

8 Positions Abolished. The following positions are hereby abolished forthwith effective at the close of business on June 30, 2003, or later, as specifically indicated.

State Planning

01-03-05-01-01 41214

01-03-05-02-04 40975

Administrative Services

01-04-02-01-00 10118

01-04-02-02-00 10120

01-04-03-01-00 10273

01-04-04-04-03 10162

01-04-06-01-00 30036, 16693

Revenue Administration

01-07-03-04-00 41799, 41801, 41803, 41804, 41805, 41806, 41807, 41809, 41810,
41811, 41812, 41813

Adjutant General

02-02-01-01-00 16676, 30007



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1	Justice	
2	02-04-02-01-00	9U426, 10348
3	02-04-03-01-00	12884
4	Labor	
5	02-12-02-00-00	18082
6	Safety	
7	02-15-03-04-00	10637
8	02-15-03-05-00	9U491
9	02-15-03-17-00	10930, 18446
10	02-15-04-01-00	10412, 18704
11	02-15-04-02-00	18073, 18719
12	02-15-04-03-00	10666, 10695, 10760, 10828, 10847, 10850, 10808, 10864
13	02-15-04-06-00	16728
14	02-15-04-07-00	18456
15	02-15-04-13-00	10517, 10641, 10733, 10822, 10868, 40697, 16712, 10832, 10665
16	Corrections	
17	02-16-02-03-00	10245, 30358
18	02-16-03-02-01	16831, 19261, 12973, 13036, 16307, 16807, 16813, 16826, 16831,
19		16852, 16868, 18466, 18806, 19253, 19256, 19254, 19261
20	02-16-03-04-03	18776
21	02-16-04-01-00	18869, 19916
22	02-16-05-01-00	16339
23	02-16-05-02-02	16340, 16927, 18861, 9U335
24	02-16-06-01-00	18782
25	02-16-07-01-00	15515, 15535, 18856, 19896, 19897, 19913
26	02-16-08-01-00	41456, 41457
27	Employment Security	
28	02-17-01-00-00	11143, 11163, 11232, 11252, 41217
29	Human Rights Commission	
30	02-19-01-00-00	40306
31	Fish and Game	
32	03-01-01-04-03	13912
33	03-01-01-05-01	19221
34	03-01-01-05-02	13875
35	03-01-02-02-00	13885
36	03-01-03-01-01	13853, 13926
37	03-01-03-01-01	13915

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1	03-01-05-01-00	18306, 18307
2	Resources and Economic Development	
3	03-03-04-04-00	9U325
4	03-03-05-00-00	41615
5	Environmental Services	
6	03-04-02-01-01	40146
7	03-04-04-04-02	18327
8	Education	
9	06-03-03-01-14	13149, 13193
10	06-03-02-01-01	13162
11	06-03-02-05-01	16942, 18582, 40245
12	06-03-03-01-01	18350
13	06-03-04-01-01	18880, 41648
14	Community Technical College	
15	06-04-02-02-01	13352, 40286
16	06-04-04-03-00	16628
17	06-04-05-01-01	13577
18	06-04-05-04-00	18928
19	06-04-06-03-00	40262, 40263, 40264, 40265, 40266, 40916, 40917, 40918
20	06-04-08-01-01	13694
21	Health and Human Services	
22	05-01-01-03-01	12156, 40884
23	05-01-02-02-00	16364
24	05-01-03-01-00	14928, 41110, 41118, 41141
25	05-01-04-04-00	30279, 41073
26	05-01-06-01-00	41097
27	05-01-09-02-01	12613
28	05-01-11-04-01	14940
29	05-01-11-05-01	30944
30	05-01-11-06-02	16382, 16517
31	05-01-11-06-03	16187
32	05-01-12-01-00	16600
33	05-01-12-02-00	40630
34	05-01-13-01-00	16099
35	05-01-13-02-00	15497
36	05-01-14-03-02	11642
37	05-01-14-04-03	11661



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1 05-01-14-04-04 11721, 19464
2 05-01-14-05-01 16661
3 05-01-14-05-02 16566, 41618, 41619

4 9 General Fund Appropriation Reductions; Department of Health and Human Services.

5 I. The department of health and human services is hereby directed to reduce state general
6 fund appropriations to personnel and benefit lines by \$1,900,000 for the fiscal year ending June 30,
7 2004 and \$1,900,000 for the fiscal year ending June 30, 2005. Direct care positions shall be exempt
8 from any internal hiring freeze imposed by the commissioner in order to meet these reductions. The
9 department shall provide a bimonthly report of position and benefit reductions made under this
10 section to the fiscal committee of the general court.

11 II. In addition to the requirements of paragraph I, the department of health and human
12 services is hereby directed to reduce state general fund appropriations in any line item by an
13 additional \$2,100,000 for the fiscal year ending June 30, 2004 and \$2,100,000 for the fiscal year
14 ending June 30, 2005. All such reductions shall first be subject to the approval of the fiscal
15 committee of the general court and, after such approval, shall be reported to the department of
16 administrative services.

17 10 Department of Education; Appropriation Adjustments. The department of education is
18 hereby directed (i) to review the increased availability of federal funds appropriated and to be
19 appropriated and allocated to New Hampshire before and during the biennium beginning July 1,
20 2003, including the material program funding increases under the No Child Left Behind Act, and (ii)
21 to develop recommendations to use the new flexibility allowed under federal law to reform state
22 programs and funding mechanisms in a manner that more effectively and efficiently makes use of
23 the increased federal funding to meet the demands of existing programs. However, under no
24 circumstances shall the department of education use federal funds from the Individuals with
25 Disabilities Education Act for the purposes of this section. The commissioner of the department of
26 education shall by July 1, 2003 notify the commissioner of the department of administrative services
27 in writing as to the specific reform proposals that shall identify excess general fund appropriations of
28 not less than \$1,954,000 in the fiscal year ending June 30, 2004 and \$4,412,380 in the fiscal year
29 ending June 30, 2005. Such notification shall precisely identify the specific line item appropriations
30 and the specific amount of general fund and federal fund adjustments. The commissioner of the
31 department of administrative services has the authority to adjust the line item appropriations and
32 general fund and federal fund adjustments accordingly.

33 11 Reduction in Appropriation; Department of Health and Human Services. In the event that
34 estimated revenues in the aggregate are less than budgeted, during the biennium ending June 30,
35 2005, the total appropriations to the department of health and human services shall be reduced by
36 the amount of the shortfall in either actual or projected revenue. The commissioner of the
37 department of health and human services shall notify the bureau of accounting, forthwith, in

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writing, as to precisely which line item appropriation and in what specific amount reductions are to be made in order to fully compensate for the total revenue deficits.

12 Estimates of Unrestricted Revenue:

<u>GENERAL FUND</u>	<u>FY 2004</u>	<u>FY 2005</u>
Beer Tax	\$ 12,900,000	\$ 13,200,000
Board and Care Revenue	10,800,000	11,400,000
Business Profits Tax	187,000,000	191,900,000
Business Enterprise Tax	58,000,000	59,500,000
Estate and Legacy Tax	19,400,000	11,400,000
Insurance Tax	81,000,000	86,000,000
Securities Revenue	26,700,000	28,000,000
Interest and Dividends	62,000,000	65,000,000
Liquor Sales & Distribution	109,000,000	114,000,000
Meals and Rooms Tax	177,100,000	184,300,000
Dog Racing	1,600,000	1,600,000
Horse Racing	1,800,000	1,800,000
Real Estate Transfer Tax	79,300,000	81,700,000
Communications Tax	67,000,000	69,000,000
Tobacco Tax	66,800,000	66,800,000
Tobacco Settlement	0	0
Utility Tax	6,100,000	6,200,000
Other	51,000,000	52,000,000
Court Fines and Fees	<u>22,100,000</u>	<u>22,600,000</u>
Subtotal	1,039,600,000	1,066,400,000
Medicaid Enhancement Revenue	140,865,000	146,567,000
Medicaid Recovery Regular Care	11,729,000	14,157,000
Medicaid Recovery Long Term Care	1,585,000	1,714,000
Net Appropriation for Uncompensated		
Care Pool	<u>29,300,000</u>	<u>22,800,000</u>
Total	\$ 1,223,079,000	\$ 1,251,638,000
<u>HIGHWAY FUND</u>	<u>FY 2004</u>	<u>FY 2005</u>
Gasoline Road Toll	\$ 125,100,000	\$ 127,000,000
Motor Vehicle Fees	91,300,000	93,700,000
Miscellaneous	<u>5,500,000</u>	<u>6,100,000</u>
Total	\$ 221,900,000	\$ 226,800,000



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1	<u>FISH AND GAME FUND</u>	<u>FY 2004</u>	<u>FY 2005</u>
2	Fish and Game Licenses	\$ 8,300,000	\$ 8,300,000
3	Fines and Penalties	150,000	150,000
4	Miscellaneous Sales	475,000	475,000
5	Indirect Costs	<u>675,000</u>	<u>675,000</u>
6	Total	\$ 9,600,000	\$ 9,600,000
7			
8	<u>EDUCATION TRUST FUND</u>	<u>FY 2004</u>	<u>FY 2005</u>
9	Business Profits Tax	\$ 40,000,000	\$ 41,100,000
10	Business Enterprise Tax	116,000,000	119,000,000
11	Meals and Rooms Tax	6,900,000	6,900,000
12	Real Estate Transfer Tax	39,700,000	40,900,000
13	Tobacco Tax	27,100,000	27,100,000
14	Tobacco Settlement	36,600,000	36,600,000
15	Utility Property Tax	19,200,000	20,500,000
16	Transfer From Sweepstakes	69,000,000	71,000,000
17	State Property Tax	<u>468,600,000</u>	<u>363,831,000</u>
18	Total	\$823,100,000	\$726,931,000

19 13 General Fund Appropriation Reduction; Department of Corrections. The department of
20 corrections is hereby directed to reduce state general fund appropriations by \$3,400,000 for the
21 biennium ending June 30, 2005. In implementing the reduction, the commissioner shall consider
22 options that include, but are not limited to, the diversion of parole and probation violators to the
23 Academy Program, expanded Academy Program usage, and expanded use of home confinement
24 sentencing alternatives, with a goal of reducing the prison population by 300 inmates and closing the
25 north or south wing of the state prison at Concord. The commissioner shall report to the fiscal
26 committee of the general court at least every 60 days during the biennium on the department's
27 progress in meeting the reductions required by this section.

28 14 Appropriation Reduction; Department of Health and Human Services, Division for Juvenile
29 Justice Services.

30 I. The division of juvenile justice services shall reduce total appropriations in PAU 05-01-14-
31 05-02 by \$100,000 for the fiscal year ending June 30, 2004. Appropriations shall be reduced in
32 accordance with the funding source as follows: 25 percent of the reduction shall be from state
33 general funds, 24 percent shall be from private local funds, and 51 percent shall be taken from
34 agency income.

35 II. The division shall also reduce total appropriations in PAU 05-01-14-05-02 by \$400,000 for
36 the fiscal year ending June 30, 2005. Appropriations shall be reduced in accordance with the funding
37 source as follows: 19 percent of the reduction shall be from state general funds, 22 percent shall be

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1 from private local funds, 51 percent shall be taken from agency income, and 8 percent shall be from
2 federal funds.

3 15 University System of New Hampshire; Self-Insurance Savings. No later than June 30, 2005,
4 the university system of New Hampshire shall pay to the state, for deposit into the general fund, an
5 amount equal to the savings realized by the university system during the biennium ending June 30,
6 2005 from the implementation of a medical self-insurance program.

7 16 Appropriations Reductions; All State Agencies. All state agencies are hereby directed to
8 reduce state general fund appropriations for classes 20, 26, and 80 by 10 percent for the fiscal years
9 ending June 30, 2004 and June 30, 2005.

10 17 Health and Human Services; Provider Payments and Recovery of Expenditures.

11 I. For the biennium ending June 30, 2005, any recovery of expenditures, including, but not
12 limited to, drug rebates, third party liability recoveries, and other recoveries received by the
13 department of health and human services attributable to PAU 05-01-04-05, classes 90 and 92, and
14 PAU 05-01-10-04-01, class 96, shall be deposited into the general fund as unrestricted revenue.

15 II. Rates paid to providers in PAU 05-01-04-05, classes 90 and 92, and PAU 05-01-10-04-01,
16 class 96, shall not be reduced during the biennium ending June 30, 2005. Said restriction shall not
17 apply to purchases or rates paid for pharmaceuticals. Any change between fiscal year 2004 and
18 fiscal year 2005 shall not be disproportionately imposed upon any provider payment service category.

19 III. The department of health and human services shall provide to the fiscal committee of
20 the general court a bimonthly report which includes, but is not limited to, year-to-date provider
21 services expenditures by provider service type compared to budgeted appropriations, provider rates
22 by provider service type, and payments made to pharmacists as a separate item.

23 IV. From the funds appropriated in PAU 05-01-04-05, class 90, and PAU 05-01-10-04-01,
24 class 96, a rate of no less than \$145 for basic life support and \$175 for advanced life support shall be
25 paid to providers of ambulance services effective July 1, 2003.

26 18 Effective Date. This act shall take effect July 1, 2003.

SENATOR GREEN: Thank you Mr. President. I am pleased to rise in support of HB 1 and 2. My comments will be directed to both pieces of legislation. I would also like to make sure that you understand the documents that are available to you. House Bill 1 is this document. We have in the back of the room, for your...I didn't put it on your desk because I knew that you had enough on it, but you have this document as well, which is a compared document, which will compare all the budgets that we have dealt with, but the main one is of course, between the House budget and the Senate Finance Committee recommended. I will try to be brief, but there is a lot here, and I will do my best to answer any questions that you may have when I get through. Before I start however, let me introduce my hard working committee. We spent a lot of time and a lot of late nights. We became quite friendly along the process. We did have a good time. It was jovial at times, but it was serious business. In that process we came to a decision which we feel was a very good decision. My Vice Chairman is Senator Boyce. Senator, thank you. Senator Below, Senator Odell, Senator Eaton, Senator Clegg who is not with us, but he is always moving. I couldn't keep him in committee either. Senator Gatsas and Senator D'Allesandro, and yours truly. So we feel very comfortable with this document. We feel that it is a good plan. We feel that it is a plan that hopefully the House will concur, but subject to the fact that they don't, we feel that we can go to the Conference Committee, if there is one, and take a very strong position because we have done, I think, very well, by the constituency that we serve. When Governor Craig Benson presented his budget to the legislature in February he established the criteria for what the state budget should look like. Faced with a weakening economy and increasing demands for services his priorities where as follows: eliminate the existing budget deficit. Accomplished. Eliminate the projected current law budget deficit for the next biennium. Accomplished. No tax increases and no new taxes. Accomplished. Hold the line on spending, but preserve fundamental services. Accomplished. Increase overall aid to cities and towns. Accomplished. Provide a long-term solution to education funding with the budget and the bill that we will be dealing with later, accomplished. The Senate budget is lean. It is the result of tough choices. Based on the Governor's criteria, the Senate budget is a success. The Governor promised taxpayers "a balanced budget with no new taxes." The Senate budget does that. The Governor said his budget "delivers on the promise while maintaining the state's obligation to those who most need its services." The Senate budget does that too. This budget maintains critical programs and compared to the Governor's proposal it increases funding for Healthy Kids, Adult Day Care, Peer Support, Provider Payments, the Developmental Services waitlist, Community Mental Health Services, Alcohol and Drug Treatment, Tobacco Use Prevention, state police patrols, and the University of New Hampshire and the university system as a whole. We were able to accomplish a tremendous amount. I would also say to you that I want to thank our congressional delegation for being part of a solution to this budget by providing the state with some very much needed funds, about \$83 million. In fairness to the House, they did not have that knowledge at the time that they passed their budget. The budget also makes two fundamental changes to the state budget to reflect "truth in budgeting." First, we stopped the practice of hiding money in the Department of Health and Human Services budget. For years Health and Human Services has spent money for third party payments and drug rebates without putting it in the budget. The Senate required

HHS to list that money as both revenue and an appropriation. This change may make the budget look higher than in the past. But in reality, we're just being honest about what we're actually spending. Second, we funded the judges' retirement program. The regular state employee retirement program puts money aside every year so that it accumulates interest and is there when people retire. The judges' retirement program is different. When a judge retires the money comes out of the general fund. Over the years the state's unfunded liability of the judges retirement has risen to \$43 million. That is not good fiscal policy. This budget fully funds our past liability and funds retirement on an ongoing basis. This budget may not make everybody happy. Certainly it does not fund everything that everybody asked for. But taken as a whole, the Senate budget delivers on the promise to cut taxes and control spending. It is a lean budget and an honest budget. This is a budget that both Republican and Democrats can get behind. Those are my formal comments, now I want to make some more informal and kind of informational comments. You all have a document that looks like this. It is a public document and it basically tells you what we did by the numbers in the Senate budget on the totals. Did everyone find that? Is that available anywhere? We gave that out at the...we have copies then I guess. Make sure that we have it. Do we have copies of that? Okay. There is also another sheet which is the Provider Budget Payment Comparison which is this sheet, which I would like to make sure that my colleagues have. While they are putting that together, let me remind you that this document is HB 2 that you will find in your folder. Just so you will know, this is the HB 2 that came from the House. This is what they had in their budget. Our budget is in the Senate Calendar addendum and starts on page three of that addendum. You will see on that addendum, the amendment that we made to HB 2. So HB 1 is your yellow book and HB 2 is in the Addendum calendar. The summary that you will receive, I hope you will receive shortly, is a document that has the totals here, and in the document. You can go through it, and we will go through it by agency and the highlights of what we did by bullet on each agency. That is not comprehensive, and I tell you it is not. We bulleted it where the major areas are. You can actually go through the budget. I will tell you that if you had spent time with us, we had three documents this thick. We had the original compare budget from the Governor. We had the compare budget from the House, and of course we had our own compared budget document. We have here with us, the gentlemen who deserve an awful lot of credit. The gentlemen from the Legislative Budget Office, Mr. Buckley and his staff. Yes. Mr. Buckley, would you introduce your staff for me, please? Thank you. Without these gentlemen, we would not have been successful. You would understand that. We are the ones who have the ideas and the opinions and have the debate, but they are the ones who put it on paper, and that is what you have in front of you today. If we have any technical questions that are on paper, I will at one point or another, ask them to respond to the question, because I want to make sure that the response is accurate and correct, okay? You all have this now? You do. Thank you. Let me just kind of briefly go through some of the highlights so that you will have them in front of you and we can make these highlights public as well. This is HB 1 and HB 2 comments. You will notice on this page that the only thing that I am going to highlight is...you will see the individual items on this page, but I want you to understand that in the Senate budget, we changed the Office of State Planning and Management...what was it? Management something? What was its original name? The Office of

State Planning and Program Management, I believe. We have changed it to reflect more accurately what the office is set up to do, which is the Office of State Planning and Energy Services. On the next page under Administrative Services, let me highlight the fact that the...we directed the commissioner of Administrative Services to implement a self-insured health plan for state employees, retirees, the University of New Hampshire system and Healthy Kids. We also put in the budget, a total of \$5 million in the first year of the biennium and \$20 million in the second year of the biennium as estimated savings. We feel as though those savings projections are accurate and reasonable for us to consider. Under the Bureau of Emergency Communications, Emergency 911. We transferred the Bureau of Emergency Communications under the Department of Safety. Under the Secretary of State, we adjusted the Secretary of State's budget to satisfy federal appropriations relative to the Help America Vote Act referred to as HAVA. Adjustments will allow the Secretary of State to be eligible to receive up to \$4 million in federal funds. There was no impact on the general fund. Next page, dealing with that same agency, we transferred the Bureau of Vital Records from the Department of Health and Human Services to the Secretary of State's office. Under the Department of Revenue Administration, we appropriated an additional \$400,000 in general funds per year, in order to restore ten auditor positions abolished in both the Governor's and House's recommended budget. These positions will increase general fund revenues by \$200,000 in 2004 and \$1,375,000 in 2005. Next page. The Communications Tax rate was permanently set at 7 percent in statute. Also it developed a study committee on applying the Communications Tax to the provision of the Internet Services. Under the Treasury Department, we reduced the Meals and Rooms distribution by \$2,800,000 in 2004 and \$3,200,000 in 2005 to coordinate with estimated revenues. We appropriated \$650,000 in 2004 nonlapsing, to the state jobs grant fund, which will allow the development of a states job program in Coos and Sullivan county. We reduced general funds appropriations for the land and community investment program. However, you just passed HB 773, which actually will provide additional funding. We did provide some funding. We provided \$250,000 in 2004 and \$250,000 in 2005 for LCHIP, plus, we added \$550,000 per year, to establish a revolving loan program. Under the retirement system, we removed the requirement from the New Hampshire Retirement System to reduce administrative costs by \$12 million in fiscal year 2005, which was part of the House budget. Under the judicial branch, we reorganized the judicial branch budget. You can read the reorganization there, but basically what we did was we struck out the District Court by line item and we maintained the independence of the court facility budget. Under Agriculture, we provided \$120,000 in general funds annually to be matched by \$100,000 by federal funds annually, for the Soil Conservation Program. Under the Justice Department, we included \$260,000 in fiscal year 2004 and \$175,000 in 2005 for funding of the Hay Group Report regarding salaries in that department. Under the Safety Department, I will highlight some of the items for you. We funded five border patrol positions at a cost of approximately \$300,000 per year, funded by highway funds. We provided...**TAPE INAUDIBLE**

SENATOR BELOW: TAPE INAUDIBLE House, it made for a grueling five or six months here, but I think that most of the committee spent a lot of time with the House and it gave us a real insight into the budget. I understand this budget like I have never understood a state budget

before. I do think that the work of the Senate Finance Committee is almost remarkable in terms of the quality of this budget compared to what the Governor or the House sent us. There is no comparison. Every single member of the committee made substantial contributions and almost...it was done with very minimal partisanship. It was a very bipartisan effort. I want to make a couple of observations about what has driven the budget and needs to be kept in mind. At the outset of the budget process, the state was...agencies were directed to increase their "set-aside" for employee benefits from 32 percent of salary to 37 percent of salary. That is because of rising health insurance cost and a need to contribute more for the pension fund. That, at the outset, meant that budgets went up, just to maintain current salaries, so other things went down. So that was a huge cost driver. What it meant in the budget that we were sent, was there were substantial cuts in reimbursement rates for Medicaid providers. It meant that some institutions like the Dartmouth Hitchcock System, which is statewide, was going to see over 30 percent reduction in their provider reimbursement rate that would have meant that they were getting paid only about half of what it costs to serve Medicaid patients. That would have been a disaster for the healthcare system in New Hampshire and the people that it serves, and for our economy. The \$83 million windfall that we have gotten from the federal government has leveraged over \$71 million in additional Medicaid expenditures, so this budget will pump over \$150 million back into New Hampshire's economy, which has a multiplier's effect which is going to be invaluable for our economy in sustaining the healthcare and human service system. It is something that we can be very proud of. I have heard comments...and the press suggesting that we should have taken that \$183 million and used it to restore the health care...to restore our Rainy Day Fund. If we did that, we would not be leveraging that additional \$71 million of federal funds, and the value sustaining those provider rates. Just an observation, the Governor came in with a proposed budget that left only \$10,000 balance at the end of the biennium. The balance that has been proposed in this budget is 525 times as much. The balance that has been proposed in this budget is 78 times that of what the House proposed. So I think, that argument is nonsense. Over all, this is very close to, I think, the minimum of what we should be doing. I will offer, after the adoption of the committee amendment, a floor amendment that I think would take it the rest of the way to really finish filling in the pot holes that were left in this budget. But I think that on balance, we have made tremendous strides in crafting a responsible budget. Thank you Mr. President.

SENATOR GATSAS: Thank you Mr. President. I think that thanks go out to you Mr. President, and the Speaker of the House, the Chairman of Finance, Senator Green, and Chairman of Finance, Representative Kurk, as Senator Below said, for bringing us on earlier. I had the pleasure of sitting on Senate Finance last year. When conversations came up about the different sections of the budget, you were really taking the word of the Senators that participated in that section of the budget. Not that you didn't have trust in those Senators, but you wondered if you had additional questions that you may not have had at the time, nor the ability to raise because you didn't have the ability to ask the agency questions directly. I think that when the process started, it looked like it was going to be a tedious time. I lost a calculator for a short time. Senator Green

took that away from me because Senator Below was sitting next to me and we were asking too many questions during the presentations of the beginning of the budget process. So we asked those questions and we learned about every agency. We understood them. We had the ability to go back when we had the budget in front of us at the Senate level in Finance, and knew when we were asking direct questions. When we saw that the House was adding 30 employees in one section of the budget for Health and Human Services, we understood that the caseworkers right now, it was costing us less to produce 1200 cases outside the budget than it was inside the budget. So not only did we eliminate 800 more cases and put them to outsourcing, but eliminated 12 more positions. So really, net effect was a difference of 42 positions, just when you talked about caseworkers. Why did we have that ability? Because it came before the whole Finance Committee and we discussed it. We understood it and we moved forward. Again during the process, for some reason, I lost my calculator again. It wasn't working. Senator Boyce happened to find a battery on my seat, and it disappeared. Senator Clegg asked for a calculator and Senator Below gave him his. With that paw that everybody knows that Senator Clegg has, he had a very difficult time only punching in one number at a time. So I can tell you that we worked long hours. We worked hard on the budget. We probably took, I would bet, somewhere between 100 and 200 different votes. Sometimes it was 8 to 0 and sometimes it was 5 to 2 or 5 to 3. But I can tell you that this budget is the best compromise that a group of eight people could put together that made the most sense for the citizens of New Hampshire. We produced a budget for the people, by the people, that sent us here. Let me just take one quick second to talk about adult day care. I think that adult day care was probably the one thing that most of us got calls on. I really didn't understand it when we first started talking about it. Then I happened to ask the person that was head of that department, what do we pay per hour for the provider? She said, "\$5.24." I was embarrassed to ask to move that \$5.50 because I didn't feel that it was enough. My colleagues around the room, I am sure, had the same look on their face when she said "\$5.24." That is incredible. So I can tell you that Senate Finance took a position that we had to take care of the providers because we have eliminated them, we have cut them and they continue to provide the service that we need. So it was time to give them some increases to at least say that we tried to do something. Do I think that \$5.50 is a fair number? No, but I would hope that whoever sits on that committee in two years, asks this question, because the 674 seniors that this program helps, saw an increase of \$45 a year per senior to help. From \$902 a year to \$945 a year, that is incredible. So yes, we did some things in the budget that produced a lot more federal funds, and I think that everybody will agree the more that we can bring back home, the better off we are. So I applaud Senator Green for the time that he took. The fairness that he allowed us all to have, because there was nobody that sat in that room that was ever shut off for any idea, for any process. We had some exchanges that certainly were a lot of fun. We ate well. We worked hard, and we made tough decisions. So again, I want to thank you Senator Green, for your fairness.

SENATOR EATON(In the Chair): Senator Gatsas, we thank you and also thank your mom and her lady friends for their direction as you went along also.

SENATOR CLEGG: Thank you Mr. President. I have to say that it was a pleasure to serve on Finance. I really appreciate Senator Green not making me go to the House Finance Committee like he made everyone else. I want to say that we did have a lot of arguments. We did make jokes. We did laugh, and of course everybody knows there was a lot of food, Senator Gatsas and I were on the committee. But we did a lot together that made a lot of sense as you have heard. It was a real kitchen table budget. Which is the new 'buzz word'. We sat down there. I can prove it, because I have pizza stains on my books. But we did look at everything. We had a pile of money and we set priorities, and we spent it where we thought it would do the most good first. That was to the people who needed the help the most. If we had more money could we have spent it? Absolutely, but we only had so much. I think that the budget that you have before you, serves the people who need it the most first, and it trickles all the way down. At the bottom, some people didn't get what they wanted, but at least we took care of the needs of those people who asked us, and who needed our help the most. Thank you.

SENATOR GREEN: My final comment Mr. President, is that I would like to move HB 1 and 2 ought to pass, and if any other motion is necessary, I will be more than happy to make them, but that is my motion at this point. Ought to pass as amended.

PARLIAMENTARY INQUIRY

SENATOR BELOW: Parliamentary inquiry?

SENATOR EATON (In the Chair): Parliamentary inquiry.

SENATOR BELOW: Don't we need to adopt the committee amendment first?

SENATOR EATON (In the Chair): Yes.

SENATOR BELOW: Are we going to vote to adopt the committee amendment?

SENATOR EATON (In the Chair): Yes.

Amendment adopted.

Senator Below offered a floor amendment.

Sen. Below, Dist. 5

Sen. Foster, Dist. 13

Sen. Larsen, Dist. 15

Sen. Estabrook, Dist. 21

Sen. Cohen, Dist. 24

June 5, 2003

2003-2006s

03/01

Floor Amendment to HB 1-A

	AMENDMENTS TO	PAGE	1	06/04/03		FISCAL YEAR 2004	FISCAL YEAR 2005
<p>AMEND SECTION 1 OF THE BILL BY MAKING THE FOLLOWING SPECIFIED CHANGES, AND BY EXCHANGING SUBTOTALS AND TOTALS AS HEREINAFTER SPECIFIED TO REFLECT THE SPECIFIED CHANGES.</p>							
<p>01 GENERAL GOVERNMENT</p>							
<p>02 LEGISLATIVE BRANCH</p>							
<p>03 GENERAL COURT JOINT EXPENSES</p>							
<p>01 MAINTENANCE/OTHER</p>							
<p>STRIKE OUT</p>							
<p>94 MEMBERSHIPS & DUES</p>							
<p>INSERT IN PLACE THEREOF</p>							
<p>94 MEMBERSHIPS & DUES</p>							
<p>***</p>							
<p>INSERT</p>							
<p>***</p>							
<p>ANNUAL DUES FOR NCSL AND CSG/ERC SHALL BE PAID FROM AVAILABLE BALANCES CARRIED FORWARD IN THE LEGISLATIVE BRANCH.</p>							
TOTAL							
TOTAL							
ESTIMATED SOURCE OF FUNDS FOR							
GENERAL COURT JOINT EXPENSES							
FEDERAL FUNDS					679,805		686,562
GENERAL FUNDS					2100,588		2146,754
HIGHWAY FUNDS							
OTHER FUNDS							
LIQUOR FUNDS					2025,272		2071,438
SWEETSTAKES FUNDS							
TURNPIKES FUNDS					75,316		75,316
TOTAL					2100,588		2146,754
TOTAL					6257,814		6513,451
ESTIMATED SOURCE OF FUNDS FOR							
GENERAL COURT							
GENERAL FUNDS							
GENERAL FUNDS					6182,498		6438,135
HIGHWAY FUNDS							
FISH AND GAME							

AMENDMENTS TO	PAGE	2	06/04/03	----- FISCAL YEAR 2004 -----	----- FISCAL YEAR 2005 -----
H80001					
01 GENERAL GOVERNMENT					
02 LEGISLATIVE BRANCH					
01 GENERAL COURT					
(CONT.)					
(CDNT.)					
(CONT.)					
OTHER FUNDS				75,316	75,316
LIQUOR FUNDS					
SWEETSTAKES FUNDS				6257,814	6513,451
TURNPIKES FUNDS				11341,331	11634,402
TOTAL					
TOTAL					
ESTIMATED SOURCE OF FUNDS FOR					
LEGISLATIVE BRANCH					
GENERAL FUNDS				10948,284	11241,355
GENERAL FUNDS					
GENERAL FUNDS				393,047	393,047
HIGHWAY FUNDS					
FISH AND GAME					
OTHER FUNDS					
LIQUOR FUNDS					
SWEETSTAKES FUNDS				11341,331	11634,402
TURNPIKES FUNDS					
TOTAL					
01 GENERAL GOVERNMENT					
08 TREASURY DEPARTMENT					
06 LCHIP					
STRIKE OUT				250,000	250,000
90 LCHIP					
INSERT IN PLACE THEREOF				6000,000	6000,000
90 LCHIP					
STRIKE OUT				500,000	500,000
91 LCHIP REVOLVING LOAN FUND					
TOTAL				6000,000	6000,000
ESTIMATED SOURCE OF FUNDS FOR					
LCHIP					
STRIKE OUT				750,000	750,000
GENERAL FUND					

AMENDMENTS TO	PAGE	3	06/04/03	----- FISCAL YEAR 2004 -----	----- FISCAL YEAR 2005 -----
(CONT.) (CONT.) (CONT.)					
01 GENERAL GOVERNMENT					
08 TREASURY DEPARTMENT					
06 LCHIP					
INSERT IN PLACE THEREOF					
GENERAL FUND			6000,000	6000,000	6000,000
TOTAL			6000,000	6000,000	6000,000
TOTAL			149087,945	155861,962	155861,962
ESTIMATED SOURCE OF FUNDS FOR					
TREASURY DEPARTMENT					
FEDERAL FUNDS			147582,239	154178,023	154178,023
GENERAL FUNDS					
HIGHWAY FUNDS					
FISH AND GAME					
OTHER FUNDS			1505,706	1683,939	1683,939
LIQUOR FUNDS					
STATEFARES FUNDS					
TURNPIKES FUNDS					
TOTAL			149087,945	155861,962	155861,962
TOTAL			318252,897	332586,336	332586,336
ESTIMATED SOURCE OF FUNDS FOR					
GENERAL GOVERNMENT					
FEDERAL FUNDS			20374,039	19201,765	19201,765
GENERAL FUNDS			251402,446	265148,985	265148,985
HIGHWAY FUNDS					
FISH AND GAME					
OTHER FUNDS			46476,412	48235,586	48235,586
LIQUOR FUNDS					
STATEFARES FUNDS					
TURNPIKES FUNDS					
TOTAL			318252,897	332586,336	332586,336
02 ADMIN OF JUSTICE & PUBLIC PRIN					
15 DEPARTMENT OF SAFETY					
04 DIVISION OF STATE POLICE					
03 TRAFFIC BUREAU					
STRIKE OUT					
10 PERSONAL SERVICES - PERMANENT			11949,956	12231,933	12231,933

AMENDMENTS TO	PAGE	4	06/04/03		----- FISCAL YEAR 2004 -----	----- FISCAL YEAR 2005 -----
H80001						
(CONT.) (CONT.) (CONT.) (CONT.)						
02 ADMIN OF JUSTICE & PUBLIC PRIN						
15 DEPARTMENT OF SAFETY						
04 DIVISION OF STATE POLICE						
03 TRAFFIC BUREAU						
INSERT IN PLACE THEREOF				12153,133	12645,911	
10 PERSONAL SERVICES - PERMANENT						
STRIKE OUT				4800,183	4906,168	
60 BENEFITS						
INSERT IN PLACE THEREOF				4875,359	5059,320	
60 BENEFITS						
TOTAL						21003,817
ESTIMATED SOURCE OF FUNDS FOR				20322,665		
TRAFFIC BUREAU						
STRIKE OUT						
00 TRANSFERS FROM OTHER AGENCIES				3808,424	3882,968	
INSERT IN PLACE THEREOF						
01 TRANSFERS FROM OTHER AGENCIES				3861,311	3990,726	
STRIKE OUT						
02 TRS FROM DEPT TRANSPORTATION				16235,886	16553,699	
INSERT IN PLACE THEREOF						
02 TRS FROM DEPT TRANSPORTATION				16461,354	17013,091	
TOTAL				20322,665	21003,817	
02 ADMIN OF JUSTICE & PUBLIC PRIN						
15 DEPARTMENT OF SAFETY						
04 DIVISION OF STATE POLICE						
06 DWI ENFORCEMENT UNIT						
STRIKE OUT						
10 PERSONAL SERVICES - PERMANENT				187,330	192,176	
INSERT IN PLACE THEREOF						
10 PERSONAL SERVICES - PERMANENT				213,875	246,348	
STRIKE OUT						
60 BENEFITS				69,312	71,105	
INSERT IN PLACE THEREOF						
60 BENEFITS				79,134	91,149	
TOTAL						400,416
ESTIMATED SOURCE OF FUNDS FOR				355,928		
DWI ENFORCEMENT UNIT						

AMENDMENTS TO	PAGE	5	06/04/03	----- FISCAL YEAR 2004 -----	----- FISCAL YEAR 2005 -----
HB0001					
02 ADMIN OF JUSTICE & PUBLIC PRIN					
15 DEPARTMENT OF SAFETY					
04 DIVISION OF STATE POLICE					
06 DWI ENFORCEMENT UNIT					
(CONT.)					
(CONT.)					
(CONT.)					
(CONT.)					
STRIKE OUT					
02 TRS FROM DEPT TRANSPORTATION			319,561		326,200
INSERT IN PLACE THEREOF			355,928		400,416
02 TRS FROM DEPT TRANSPORTATION			355,928		400,416
TOTAL					
02 ADMIN OF JUSTICE & PUBLIC PRIN					
15 DEPARTMENT OF SAFETY					
04 DIVISION OF STATE POLICE					
07 STATE POLICE INTERSTATE					
STRIKE OUT					
10 PERSONAL SERVICES - PERMANENT			329,665		335,796
INSERT IN PLACE THEREOF			353,676		384,763
10 PERSONAL SERVICES - PERMANENT					
STRIKE OUT					
60 BENEFITS			121,976		124,245
INSERT IN PLACE THEREOF			130,860		142,362
60 BENEFITS					
TOTAL			573,907		616,496
ESTIMATED SOURCE OF FUNDS FOR					
STATE POLICE INTERSTATE					
STRIKE OUT					
02 TRS FROM DEPT TRANSPORTATION			541,012		549,412
INSERT IN PLACE THEREOF			573,907		616,496
02 TRS FROM DEPT TRANSPORTATION			573,907		616,496
TOTAL					
02 ADMIN OF JUSTICE & PUBLIC PRIN					
15 DEPARTMENT OF SAFETY					
04 DIVISION OF STATE POLICE					
13 BUREAU OF ENFORCEMENT					
STRIKE OUT					
10 PERSONAL SERVICES - PERMANENT			1714,320		1762,025

AMENDMENTS TO	PAGE	7	06/04/03	----- FISCAL YEAR 2004 -----	----- FISCAL YEAR 2005 -----
02 ADMIN OF JUSTICE & PUBLIC PRIN					
15 DEPARTMENT OF SAFETY					
				(CONT.)	
				(CONT.)	
LIQUOR FUNDS					93580,099
SWEETSTAKES FUNDS					
TURNPIKES FUNDS					372918,106
TOTAL					
105937,325					
379739,269					
ESTIMATED SOURCE OF FUNDS FOR					
ADMIN OF JUSTICE & PUBLIC PRIN					
GENERAL FUNDS					43698,166
LIQUOR FUNDS					207348,150
GENERAL FUNDS					
HIGHWAY FUNDS					
FISH AND GAME					
OTHER FUNDS					122071,810
LIQUOR FUNDS					
SWEETSTAKES FUNDS					
TURNPIKES FUNDS					372918,106
TOTAL					
379739,269					
04 TRANSPORTATION					
01 DEPARTMENT OF TRANSPORTATION					
07 OTHER HIGHWAY SUPPORT					
03 TRANSFERS TO OTHER AGENCIES					
STRIKE OUT					
96 TRANS TO DEPT OF SAFETY				58327,517	
INSERT IN PLACE THEREOF				59218,129	
96 TRANS TO DEPT OF SAFETY					62183,663
TOTAL				59533,235	
ESTIMATED SOURCE OF FUNDS FOR					
TRANSFERS TO OTHER AGENCIES					61293,051
STRIKE OUT					
HIGHWAY FUND				59238,505	
INSERT IN PLACE THEREOF				59533,235	
HIGHWAY FUND				59533,235	
TOTAL					62183,663

AMENDMENTS TO	PAGE	8	06/04/03	----- FISCAL YEAR 2004 -----	----- FISCAL YEAR 2005 -----
180001					
04. TRANSPORTATION					
01 DEPARTMENT OF TRANSPORTATION					
07 OTHER HIGHWAY SUPPORT					
03 TRANSFERS TO OTHER AGENCIES					
					(CONT.)
					(CONT.)
					(CONT.)
TOTAL					
ESTIMATED SOURCE OF FUNDS FOR					
OTHER HIGHWAY SUPPORT					
GENERAL FUNDS					
HIGHWAY FUNDS					
FISH AND GAME					
OTHER FUNDS					
LIQUOR FUNDS					
SWEETSTAKES FUNDS					
TURNPIKES FUNDS					
TOTAL					
04. TRANSPORTATION					
01 DEPARTMENT OF TRANSPORTATION					
08 TURNPIKES					
01 TURNPIKE ADMINISTRATION					
01 ADMINISTRATION & SUPPORT					
STRIKE OUT					
49 TRANSFERS TO OTHER STATE AGENCIES D					
INSERT IN PLACE THEREOF					
49 TRANSFERS TO OTHER STATE AGENCIES D					
TOTAL					
ESTIMATED SOURCE OF FUNDS FOR					
ADMINISTRATION & SUPPORT					
STRIKE TURNPIKES FUND					
INSERT IN PLACE THEREOF					
TURNPIKES FUND					
TOTAL					
TOTAL					
ESTIMATED SOURCE OF FUNDS FOR					
TURNPIKE ADMINISTRATION					

AMENDMENTS TO	PAGE	9	06/04/03	----- FISCAL YEAR 2004 -----	----- FISCAL YEAR 2005 -----
04 TRANSPORTATION					
01 DEPARTMENT OF TRANSPORTATION					
08 TURNPIKES					
01 TURNPIKE ADMINISTRATION					
FEDERAL FUNDS					
GENERAL FUNDS					
HIGHWAY FUNDS					
FISH AND GAME					
OTHER FUNDS					
LIQUOR FUNDS					
SWEETSTAKES FUNDS					
TURNPIKES FUNDS					
TOTAL					
				61542,040	64745,893
TOTAL					
ESTIMATED SOURCE OF FUNDS FOR					
TURNPIKES					
FEDERAL FUNDS					
GENERAL FUNDS					
HIGHWAY FUNDS					
FISH AND GAME					
OTHER FUNDS					
LIQUOR FUNDS					
SWEETSTAKES FUNDS					
TURNPIKES FUNDS					
TOTAL				3,021	3,021
				61539,019	64742,872
				61542,040	64745,893
				505534,974	511178,760
TOTAL					
				160387,122	154627,679
TOTAL				2807,781	2890,959
ESTIMATED SOURCE OF FUNDS FOR				232289,360	239919,055
DEPARTMENT OF TRANSPORTATION					
FEDERAL FUNDS					
GENERAL FUNDS					
HIGHWAY FUNDS					
FISH AND GAME					
OTHER FUNDS					
LIQUOR FUNDS					
SWEETSTAKES FUNDS					
TURNPIKES FUNDS					
TOTAL				61539,019	64742,872
				505534,974	511178,760
TOTAL					
				505534,974	511178,760

(CONT.)
(CONT.)
(CONT.)
(CONT.)

AMENDMENTS TO
H80001 PAGE 10 06/04/03

----- FISCAL YEAR 2004 ----- FISCAL YEAR 2005 -----

04 TRANSPORTATION

(CONT.)

ESTIMATED SOURCE OF FUNDS FOR			
TRANSPORTATION			
FEDERAL FUNDS	160487.122		154627.479
GENERAL FUNDS	2807.781		2890.959
HIGHWAY FUNDS	232289.560		239919.055
FISH AND GAME			
OTHER FUNDS	48511.692		48998.395
LIQUOR FUNDS			
SWEETSTAKES FUNDS	61539.019		64742.872
TURNPINKES FUNDS	505534.974		511178.760
TOTAL			
05 HEALTH AND SOCIAL SERVICES			
01 DEPT OF HEALTH AND HUMAN SVCS			
04 OFFICE HEALTH PLANG & MEDICAID			
05 PROVIDER PAYMENTS			
STRIKE OUT			
90 PROVIDER PAYMENT	190195.684	195922.854	
INSERT IN PLACE THEREOF			
90 PROVIDER PAYMENT	190195.684	211922.854	
STRIKE OUT			
90 DRUGS	96345.484	99235.849	
INSERT IN PLACE THEREOF			
92 DRUGS	96345.484	107235.849	
TOTAL	295098.550		330004.113
ESTIMATED SOURCE OF FUNDS FOR			
PROVIDER PAYMENTS			
STRIKE OUT			
FEDERAL FUNDS	147673.811		153471.826
INSERT IN PLACE THEREOF			
FEDERAL FUNDS	147673.811		165471.826
STRIKE OUT			
GENERAL FUND	145725.882		150833.430
INSERT IN PLACE THEREOF			
GENERAL FUND	145725.882		162833.430

AMENDMENTS TO	PAGE	11	06/04/03		----- FISCAL YEAR 2004 -----	----- FISCAL YEAR 2005 -----
05 HEALTH AND SOCIAL SERVICES						
01 DEPT OF HEALTH AND HUMAN SVCS						
05 OFFICE HEALTH PLANG & MEDICAID						
05 PROVIDER PAYMENTS						
				(CONT.)		
				(CONT.)		
				(CONT.)		
				(CONT.)		
TOTAL					295098,550	330004,113
TOTAL					316370,230	351014,035
ESTIMATED SOURCE OF FUNDS FOR						
OFFICE HEALTH PLANG & MEDICAID						
FEDERAL FUNDS						
GENERAL FUNDS					150077,355	174995,358
HIGHWAY FUNDS					155505,268	172281,023
FISH AND GAME						
LIQUOR FUNDS					1787,607	1737,654
LIQUOR FUNDS						
SWEETSTAKES FUNDS						
TURNPIKES FUNDS						
TOTAL					316370,230	351014,035
05 HEALTH AND SOCIAL SERVICES						
01 DEPT OF HEALTH AND HUMAN SVCS						
05 OFFICE OF PROGRAM SUPPORT						
01 ADMINISTRATIVE						
01 LEGAL SERVICES						
STRIKE OUT					1938,373	
10 PERSONAL SERVICES-PERM. CLASSI					2789,899	
INSERT IN PLACE THEREOF						
10 PERSONAL SERVICES-PERM. CLASSI					26,949	
STRIKE OUT					74,949	
20 CURRENT EXPENSES						
INSERT IN PLACE THEREOF						
20 CURRENT EXPENSES						
STRIKE OUT						
30 EQUIPMENT NEW/REPLACEMENT					1	
INSERT IN PLACE THEREOF						
30 EQUIPMENT NEW/REPLACEMENT						
STRIKE OUT						
60 BENEFITS						
INSERT IN PLACE THEREOF					793,828	
60 BENEFITS					1108,893	

AMENDMENTS TO	PAGE	12	06/04/03		----- FISCAL YEAR 2004 -----	----- FISCAL YEAR 2005 -----
H80001						
05 HEALTH AND SOCIAL SERVICES						
01 OFFICE OF HEALTH AND HUMAN SVCS						
05 OFFICE OF PROGRAM SUPPORT						
01 ADMINISTRATION						
01 LEGAL SERVICES						
STRIKE OUT						
70 IN-STATE TRAVEL				32,200	32,200	
INSERT IN PLACE THEREOF				51,700	80,200	
70 IN-STATE TRAVEL						4280,696
TOTAL				3535,634		
ESTIMATED SOURCE OF FUNDS FOR						
LEGAL SERVICES						
STRIKE OUT						
FEDERAL FUNDS				1053,289	1082,621	
INSERT IN PLACE THEREOF				1352,926	1713,916	
FEDERAL FUNDS						1935,484
STRIKE OUT				1883,071		
GENERAL FUND				2182,708	2566,780	
INSERT IN PLACE THEREOF				3535,634	4280,696	
GENERAL FUND				4430,717	5198,252	
TOTAL						
TOTAL						
ESTIMATED SOURCE OF FUNDS FOR						
ADMINISTRATION						
FEDERAL FUNDS				1646,904	2007,728	
GENERAL FUNDS				2771,211	3177,922	
HIGHWAY FUNDS						
FISH AND GAME						
OTHER FUNDS				12,602	12,602	
LIQUOR FUNDS						
SWEETSTAKES FUNDS						
TURNPIKES FUNDS						
TOTAL				4430,717	5198,252	9820,079
TOTAL						
ESTIMATED SOURCE OF FUNDS FOR						
OFFICE OF PROGRAM SUPPORT				8916,748		
FEDERAL FUNDS						
GENERAL FUNDS				3621,017	3722,083	
GENERAL FUNDS				5224,645	6027,241	
HIGHWAY FUNDS						

AMENDMENTS TO	PAGE	13	06/04/03		----- FISCAL YEAR 2004 -----	----- FISCAL YEAR 2005 -----
HB0001						
05 HEALTH AND SOCIAL SERVICES						
01 DEPT OF HEALTH AND HUMAN SVCS						
05 OFFICE OF PROGRAM SUPPORT						
				(CONT.)		
				(CONT.)		
				(CONT.)		
FISH AND GAME						
OTHER FUNDS					69,086	70,755
LIQUOR FUNDS						
SWEETSTAKES FUNDS						
TURNPIKES FUNDS					8914,748	9820,079
TOTAL						
05 HEALTH AND SOCIAL SERVICES						
01 DEPT OF HEALTH AND HUMAN SVCS						
07 OFFICE OF COMM & PUBLIC HEALTH						
06 FAMILY AND COMMUNITY HEALTH						
06 MATERNAL & CHILD HEALTH						
STRIKE OUT						
95 MATERNAL & CHILD SVCS				2754,495	2754,495	
INSERT IN PLACE THEREOF				2954,495	2954,495	
95 MATERNAL & CHILD SVCS						6225,777
TOTAL				6246,646		
ESTIMATED SOURCE OF FUNDS FOR						
FAMILY AND COMMUNITY HEALTH						
STRIKE OUT						
GENERAL FUND				3609,577		3659,182
INSERT IN PLACE THEREOF				3809,577		3859,182
GENERAL FUND				6246,646		6225,777
TOTAL				21266,128		22128,731
TOTAL						
ESTIMATED SOURCE OF FUNDS FOR						
FAMILY AND COMMUNITY HEALTH						
GENERAL FUNDS				11483,126		11839,094
HIGHWAY FUNDS				6280,483		6251,260
FISH AND GAME						
OTHER FUNDS				3522,519		4038,377
LIQUOR FUNDS						
SWEETSTAKES FUNDS						

AMENDMENTS TO HB0001	PAGE	14	06/04/03	----- FISCAL YEAR 2004 -----	----- FISCAL YEAR 2005 -----
05 HEALTH AND SOCIAL SERVICES					
01 DEPT OF HEALTH AND HUMAN SVCS					
07 OFFICE OF COMM & PUBLIC HEALTH					
04 FAMILY AND COMMUNITY HEALTH					
(CONT.)					
(CONT.)					
(CONT.)					
TURNPIKES FUNDS					
TOTAL			21266,128	73260,046	22128,731
ESTIMATED SOURCE OF FUNDS FOR					
OFFICE OF COMM & PUBLIC HEALTH					
FEDERAL FUNDS					
GENERAL FUNDS					
HIGHWAY FUNDS					
FISH AND GAME					
OTHER FUNDS					
LIQUOR FUNDS					
SWEETSTAKES FUNDS					
TOTAL			73260,046		75571,398
05 HEALTH AND SOCIAL SERVICES					
01 DEPT OF HEALTH AND HUMAN SVCS					
08 DIV CHILDREN, YOUTH & FAMILIES					
01 OFFICE OF DIRECTOR-CY&F					
02 ERIC L. COMPLIANCE					
STRIKE OUT					
10 PERSONAL SERVICES-PERM. CLASSI					
INSERT IN PLACE THEREOF					
10 PERSONAL SERVICES-PERM. CLASSI					
STRIKE OUT					
20 CURRENT EXPENSES					
INSERT IN PLACE THEREOF					
20 CURRENT EXPENSES					
INSERT					
30 EQUIPMENT					
STRIKE OUT					
60 BENEFITS					
INSERT IN PLACE THEREOF					
60 BENEFITS					
STRIKE OUT					
70 IN-STATE TRAVEL					
229,762					
229,762					
2,153					
2,153					
85,012					
85,012					
3,229					
235,834					
258,079					
2,206					
3,206					
4,000					
87,259					
95,490					
3,309					
14439,647					
75571,398					

AMENDMENTS TO	PAGE	15	06/04/03	----- FISCAL YEAR 2004 -----	----- FISCAL YEAR 2005 -----
05 HEALTH AND SOCIAL SERVICES					
01 DEPT OF HEALTH AND HUMAN SVCS					
08 DIV CHILDREN, YOUTH & FAMILIES					
01 OFFICE OF DIRECTOR-CY&F					
02 ERIC L. COMPLIANCE					
INSERT IN PLACE THEREOF					
70 IN-STATE TRAVEL					
TOTAL				3,229	4,309
ESTIMATED SOURCE OF FUNDS FOR				320,317	365,249
ERIC L. COMPLIANCE					
STRIKE OUT				160,239	164,469
FEDERAL FUNDS					
INSERT IN PLACE THEREOF				160,239	182,707
FEDERAL FUNDS					
STRIKE OUT				160,078	164,304
GENERAL FUND					
INSERT IN PLACE THEREOF				160,078	182,542
GENERAL FUND				320,317	365,249
TOTAL				1195,507	1262,603
TOTAL					
ESTIMATED SOURCE OF FUNDS FOR					
OFFICE OF DIRECTOR-CY&F				594,947	628,455
FEDERAL FUNDS					
GENERAL FUNDS				600,560	634,148
HIGHWAY FUNDS					
FISH AND GAME					
OTHER FUNDS					
LIQUOR FUNDS					
SWEETENERS FUNDS					
SUNPIKES FUNDS					
TOTAL				1195,507	1262,603
05 HEALTH AND SOCIAL SERVICES					
01 DEPT OF HEALTH AND HUMAN SVCS					
08 DIV CHILDREN, YOUTH & FAMILIES					
02 BUREAU OF CHILDREN & FAMILIES					
01 CHILD PROTECTION					
STRIKE OUT					
10 PERSONAL SERVICES - PERMANENT				9434,209	9764,171

AMENDMENTS TO	PAGE	16	06/04/03	----- FISCAL YEAR 2004 -----	----- FISCAL YEAR 2005 -----
05 HEALTH AND SOCIAL SERVICES 01 DEPT OF HEALTH AND HUMAN SVCS 00 DIVISION OF CHILDREN & FAMILIES 02 BUREAU OF CHILDREN & FAMILIES 01 CHILD PROTECTION					
INSERT IN PLACE THEREOF					
10 PERSONAL SERVICES - PERMANENT			9223,774		10861,077
STRIKE OUT					
20 CURRENT EXPENSES			199,978		199,978
INSERT IN PLACE THEREOF					
20 CURRENT EXPENSES			187,478		277,228
STRIKE OUT					
30 EQUIPMENT NEW/REPLACEMENT			156,000		
INSERT IN PLACE THEREOF					
STRIKE OUT			192,000		160,000
40 BENEFITS			3665,102		3787,729
INSERT IN PLACE THEREOF					
60 BENEFITS			3587,241		4193,584
STRIKE OUT					
70 IN-STATE TRAVEL			445,650		445,650
INSERT IN PLACE THEREOF					
70 IN-STATE TRAVEL			433,150		522,900
STRIKE OUT					
80 OUT-OF STATE TRAVEL			36,314		36,932
INSERT IN PLACE THEREOF					
80 OUT-OF STATE TRAVEL			35,664		40,882
TOTAL			16285,112		18725,749
ESTIMATED SOURCE OF FUNDS FOR					
CHILD PROTECTION					
STRIKE OUT					
FEDERAL FUNDS			8495,481		8681,328
INSERT IN PLACE THEREOF					
FEDERAL FUNDS			8356,508		9591,933
STRIKE OUT					
GENERAL FUND			8067,577		8223,210
INSERT IN PLACE THEREOF					
GENERAL FUND			7928,604		9133,816
TOTAL			16285,112		18725,749
TOTAL			16285,112		18725,749

AMENDMENTS TO
HB0001 PAGE 17 06/04/03

----- FISCAL YEAR 2004 ----- FISCAL YEAR 2005 -----

(CONT.)
(CONT.)
(CONT.)
(CONT.)

05 HEALTH AND SOCIAL SERVICES
01 DEPT OF HEALTH AND HUMAN SVCS
08 DIV CHILDREN, YOUTH & FAMILIES
02 BUREAU OF CHILDREN & FAMILIES

ESTIMATED SOURCE OF FUNDS FOR
BUREAU OF CHILDREN & FAMILIES
FEDERAL FUNDS
HIGHWAY FUNDS
FISER AND HOME
OTHER FUNDS
LIQUOR FUNDS
SWEETSTAKES FUNDS
TURNPIKES FUNDS
TOTAL

9591,933
9133,816

8356,508
7928,604

18725,749

16285,112

05 HEALTH AND SOCIAL SERVICES
01 DEPT OF HEALTH AND HUMAN SVCS
08 DIV CHILDREN, YOUTH & FAMILIES
03 BUR OF ADMINISTRATIVE SERVICES
01 BUD OF ADMIN OPERATIONS

STRIKE OUT	540,554	557,974
10 PERSONAL SERVICES - PERMANENT		
INSERT IN PLACE THEREOF	531,228	641,908
STRIKE OUT	5,729	5,822
20 CURRENT EXPENSES		
INSERT IN PLACE THEREOF	5,229	10,072
STRIKE OUT	4,000	
30 EQUIPMENT		
INSERT IN PLACE THEREOF	4,000	12,000
STRIKE OUT	200,005	206,450
60 BENEFITS		
INSERT IN PLACE THEREOF	196,555	237,506
STRIKE OUT	5,229	5,310
70 IN-STATE TRAVEL		
INSERT IN PLACE THEREOF	4,729	9,560
70 IN-STATE TRAVEL		

AMENDMENTS TO	PAGE	18	06/04/03	----- FISCAL YEAR 2004 -----	----- FISCAL YEAR 2005 -----
180001					
05 HEALTH AND SOCIAL SERVICES 01 DEPT OF HEALTH AND HUMAN SVCS 08 DIV CHILDREN, YOUTH & FAMILIES 03 BUR OF ADMINISTRATIVE SERVICES 01 BUR OF ADMIN OPERATIONS					
(CONT.) (CONT.) (CONT.) (CONT.)					
STRIKE OUT					
80 OUT-OF STATE TRAVEL			2,260	2,317	
INSERT IN PLACE THEREOF					
80 OUT-OF STATE TRAVEL			2,410	2,317	
TOTAL					913,753
ESTIMATED SOURCE OF FUNDS FOR BUR OF ADMIN OPERATIONS				744,531	
STRIKE OUT					
FEDERAL FUNDS				379,268	389,329
INSERT IN PLACE THEREOF				372,455	457,074
FEDERAL FUNDS				378,889	388,934
STRIKE OUT					
GENERAL FUND				372,076	456,679
INSERT IN PLACE THEREOF					
GENERAL FUND				744,531	913,753
TOTAL					
05 HEALTH AND SOCIAL SERVICES 01 DEPT OF HEALTH AND HUMAN SVCS 08 DIV CHILDREN, YOUTH & FAMILIES 03 BUR OF ADMINISTRATIVE SERVICES 03 FIELD OPER PRG ELIGIBILITY					
STRIKE OUT					
10 PERSONAL SERVICES-PERM. CLASSI			740,675	762,191	
INSERT IN PLACE THEREOF					
10 PERSONAL SERVICES-PERM. CLASSI			740,675	862,483	
STRIKE OUT					
20 CURRENT EXPENSES			2,258	2,314	
INSERT IN PLACE THEREOF					
20 CURRENT EXPENSES			2,258	9,814	
STRIKE OUT					
30 EQUIPMENT			1	1	
INSERT IN PLACE THEREOF					
30 EQUIPMENT			1	20,001	
STRIKE OUT					
60 BENEFITS			274,050	282,011	

AMENDMENTS TO	PAGE	19 06/04/03	----- FISCAL YEAR 2004 -----	----- FISCAL YEAR 2005 -----
05 HEALTH AND SOCIAL SERVICES				
01 DEPT OF HEALTH AND HUMAN SVCS				
08 DIV CHILDREN, YOUTH & FAMILIES				
03 BUR OF ADMINISTRATIVE SERVICES				
03 FIELD OPER PRG ELIGIBILITY				
INSERT IN PLACE THEREOF				
60 BENEFITS		274,050		319,119
STRIKE OUT				
70 IN-STATE TRAVEL		5,250		5,250
INSERT IN PLACE THEREOF				
70 IN-STATE TRAVEL		5,250		12,750
TOTAL			1022,746	1224,694
ESTIMATED SOURCE OF FUNDS FOR				
FIELD OPER PRG ELIGIBILITY				
STRIKE OUT				
FEDERAL FUNDS			511,629	526,410
INSERT IN PLACE THEREOF				
FEDERAL FUNDS			511,629	612,610
STRIKE OUT				
GENERAL FUND			511,117	525,884
INSERT IN PLACE THEREOF				
GENERAL FUND			511,117	612,084
TOTAL			1022,746	1224,694
TOTAL			1767,277	2138,447
ESTIMATED SOURCE OF FUNDS FOR				
BUR OF ADMINISTRATIVE SERVICES				
FEDERAL FUNDS			884,084	1069,684
GENERAL FUNDS			883,193	1068,763
HIGHWAY FUNDS				
FISH AND GAME				
OTHER FUNDS				
LIQUOR FUNDS				
SMOKERS FUNDS				
TURKPIKES FUNDS				
TOTAL			1767,277	2138,447
05 HEALTH AND SOCIAL SERVICES				
01 DEPT OF HEALTH AND HUMAN SVCS				
08 DIV CHILDREN, YOUTH & FAMILIES				
06 FOSTER CARE HEALTH PROJECT				
STRIKE OUT				
10 PERSONAL SERVICES-PERM. CLASSI		493,687		508,263

AMENDMENTS TO	PAGE	20	06/04/03		----- FISCAL YEAR 2004 -----	----- FISCAL YEAR 2005 -----
HB0001						
05 HEALTH AND SOCIAL SERVICES				(CONT.)		
01 DEPT OF HEALTH AND HUMAN SVCS				(CONT.)		
08 DIV CHILDREN, YOUTH & FAMILIES				(CONT.)		
06 FOSTER CARE HEALTH PROJECT				(CONT.)		
INSERT IN PLACE THEREOF				536,086		805,736
10 PERSONAL SERVICES-PERM. CLASSI						
STRIKE OUT				52,750		53,519
20 CURRENT EXPENSES						
INSERT IN PLACE THEREOF				55,500		71,519
20 CURRENT EXPENSES						
STRIKE OUT				8,000		
30 EQUIPMENT NEW/REPLACEMENT						
INSERT IN PLACE THEREOF				44,000		
30 EQUIPMENT NEW/REPLACEMENT						
STRIKE OUT				182,664		188,058
40 BENEFITS						
INSERT IN PLACE THEREOF				198,351		298,123
40 BENEFITS						
STRIKE OUT				37,375		37,759
70 IN-STATE TRAVEL						
INSERT IN PLACE THEREOF				40,125		55,759
70 IN-STATE TRAVEL						
STRIKE OUT				400		400
80 OUT-OF-STATE TRAVEL						
INSERT IN PLACE THEREOF				675		2,200
80 OUT-OF-STATE TRAVEL						
TOTAL				875,255		1233,867
ESTIMATED SOURCE OF FUNDS FOR						
FOSTER CARE HEALTH PROJECT						
STRIKE OUT						
FEDERAL FUNDS				556,947		568,513
INSERT IN PLACE THEREOF				631,844		902,516
FEDERAL FUNDS						
STRIKE OUT				218,447		220,016
GENERAL FUND						
INSERT IN PLACE THEREOF				243,411		331,351
GENERAL FUND				875,255		1233,867
TOTAL					122395,871	125951,449
TOTAL						

AMENDMENTS TO	PAGE	21	06/04/03	----- FISCAL YEAR 2004 -----	----- FISCAL YEAR 2005 -----
05 HEALTH AND SOCIAL SERVICES 01 DEPT OF HEALTH AND HUMAN SVCS 08 DIV CHILDREN, YOUTH & FAMILIES					
			(CONT.)		
			(CONT.)		
			(CONT.)		
ESTIMATED SOURCE OF FUNDS FOR DIV CHILDREN, YOUTH & FAMILIES					
FEDERAL FUNDS			52925,643		54962,110
GENERAL FUNDS			57755,573		59274,684
HIGHWAY FUNDS					
FISH AND GAME					
OTHER FUNDS			11714,655		11714,655
LIQUOR FUNDS					
SWEETSTAKES FUNDS					
TURNPIKES FUNDS					
TOTAL			122395,871		125951,449
05 HEALTH AND SOCIAL SERVICES 01 DEPT OF HEALTH AND HUMAN SVCS 09 DIV OF FAMILY ASSISTANCE 02 PROGRAM OPERATIONS 01 ECONOMIC SERVICES					
STRIKE OUT					
99 NEW HEIGHTS MAINT			5500,000		3500,000
INSERT IN PLACE THEREOF			7500,000		5500,000
99 NEW HEIGHTS MAINT					
TOTAL			14582,639		12696,906
ESTIMATED SOURCE OF FUNDS FOR ECONOMIC SERVICES					
STRIKE OUT					
FEDERAL FUNDS			7193,609		6256,789
INSERT IN PLACE THEREOF			8213,609		7276,789
FEDERAL FUNDS					
STRIKE OUT			5349,030		4400,117
GENERAL FUND					
INSERT IN PLACE THEREOF			6329,030		5380,117
GENERAL FUND			14582,639		12696,906
TOTAL			21590,379		19836,322
TOTAL					

AMENDMENTS TO	PAGE	23	06/04/03	----- FISCAL YEAR 2004 -----	----- FISCAL YEAR 2005 -----
05 HEALTH AND SOCIAL SERVICES 01 DEPT OF HEALTH AND HUMAN SVCS 10 DEPT OF ELDERLY & ADULT SVCS 03 GRANTS TO LOCALS 01 OLDER AMERICANS ACT INSERT IN PLACE THEREOF 92 HEALS-HOME DELIVERED/CONGREG STRIKE OUT 93 TRANSPORTATION INSERT IN PLACE THEREOF 93 TRANSPORTATION TOTAL ESTIMATED SOURCE OF FUNDS FOR STRIKE OUT FEDERAL FUNDS INSERT IN PLACE THEREOF FEDERAL FUNDS STRIKE OUT GENERAL FUND INSERT IN PLACE THEREOF GENERAL FUND TOTAL				(CONT.) (CONT.) (CONT.) (CONT.) (CONT.) 4585,137 1369,361 1369,361 7796,472 4883,528 4930,339 2839,800 2866,133 7796,472	4677,365 1369,361 1503,666 8131,092 4883,528 5143,874 2860,773 2987,218 8131,092
05 HEALTH AND SOCIAL SERVICES 01 DEPT OF HEALTH AND HUMAN SVCS 10 DEPT OF ELDERLY & ADULT SVCS 03 GRANTS TO LOCALS 02 SOCIAL SERVICES BLOCK GRANT STRIKE OUT 91 HOMEMAKER INSERT IN PLACE THEREOF 91 HOMEMAKER STRIKE OUT 92 ADULT IN HOME INSERT IN PLACE THEREOF 92 ADULT IN HOME STRIKE OUT 93 VENDORRED SERVICES INSERT IN PLACE THEREOF 93 VENDORRED SERVICES				2381,451 2553,853 3936,174 4149,406 227,113 315,484	2381,451 2661,810 3936,174 4357,727 227,113 409,430

AMENDMENTS TO	PAGE	24	06/06/03	----- FISCAL YEAR 2004 -----	----- FISCAL YEAR 2005 -----
HB0001					
05 HEALTH AND SOCIAL SERVICES					
01 DEPT OF HEALTH AND HUMAN SVCS					
10 DIV OF ELDERLY & ADULT SVCS					
03 GRANTS TO LOCALS					
02 SOCIAL SERVICES BLOCK GRANT					
STRIKE OUT					
95 MEALS - HOME DELIVERED			2297,019	2517,813	
INSERT IN PLACE THEREOF			2412,034	2574,455	
95 MEALS - HOME DELIVERED					10681,921
TOTAL			10109,246		
ESTIMATED SOURCE OF FUNDS FOR					
SOCIAL SERVICES BLOCK GRANT					
STRIKE OUT					
GENERAL FUND			5161,292	5382,204	
INSERT IN PLACE THEREOF			5752,312	6325,075	
GENERAL FUND			10109,246	10681,921	
TOTAL					
05 HEALTH AND SOCIAL SERVICES					
01 DEPT OF HEALTH AND HUMAN SVCS					
10 DIV OF ELDERLY & ADULT SVCS					
03 GRANTS TO LOCALS					
10 SERVICELINK					
STRIKE OUT					
90 CONTRACTS			978,938	978,938	
INSERT IN PLACE THEREOF			1457,082	1457,082	
90 CONTRACTS					1457,082
TOTAL			1457,082		
ESTIMATED SOURCE OF FUNDS FOR					
SERVICELINK					
STRIKE OUT					
GENERAL FUND			978,938	978,938	
INSERT IN PLACE THEREOF			1457,082	1457,082	
GENERAL FUND			1457,082	1457,082	
TOTAL			22775,533		23723,167
TOTAL					
ESTIMATED SOURCE OF FUNDS FOR					
GRANTS TO LOCALS					

		AMENDMENTS TO PAGE 25 06/04/03		----- FISCAL YEAR 2004 -----		----- FISCAL YEAR 2005 -----	
(CONT.)							
(CONT.)							
(CONT.)							
(CONT.)							
05 HEALTH AND SOCIAL SERVICES							
01 DEPT OF HEALTH AND HUMAN SVCS							
10 DIV OF ELDERLY & ADULT SVCS							
03 GRANTS TO LOCALS							
FEDERAL FUNDS		11199,947				11448,019	
GENERAL FUNDS		11575,586				12275,148	
HIGHWAY FUNDS							
FISH AND GAME							
OTHER FUNDS							
LIQUOR FUNDS							
SWEETSTAKES FUNDS							
TURNPICKES FUNDS							
TOTAL		22775,533		386848,717		23723,167	383561,185
TOTAL							
ESTIMATED SOURCE OF FUNDS FOR							
DIV OF ELDERLY & ADULT SVCS							
FEDERAL FUNDS		192625,067				190752,332	
GENERAL FUNDS		83249,449				83926,003	
HIGHWAY FUNDS							
FISH AND GAME							
OTHER FUNDS		110974,201				108882,850	
LIQUOR FUNDS							
SWEETSTAKES FUNDS							
TURNPICKES FUNDS							
TOTAL		386848,717				383561,185	
05 HEALTH AND SOCIAL SERVICES							
01 DEPT OF HEALTH AND HUMAN SVCS							
12 DIV OF ALCOHOL & DRG ABUSE P&R							
14 GOVERNOR'S COMMISSION							
STRIKE OUT	*	1780,000				3280,000	
90 COMMUNITY PROGRAMS							
INSERT IN PLACE THEREOF							
90 COMMUNITY PROGRAMS		3200,000				3280,000	
STRIKE OUT	*						
STRIKE OUT							
THE DEPARTMENT SHALL APPLY FOR A WAIVER OF THE							

AMENDMENTS TO	PAGE	26	06/04/03	----- FISCAL YEAR 2004 -----	----- FISCAL YEAR 2005 -----
HB0001					
05 HEALTH AND SOCIAL SERVICES					
01 DEPT OF HEALTH AND HUMAN SVCS					
12 DIV OF ALCOHOL & DRG ABUSE P&R					
14 GOVERNOR'S COMMISSION					
(CONT.)					
(CONT.)					
(CONT.)					
(CONT.)					
STRIKE OUT					
MAINTENANCE OF EFFORT REQUIREMENT FOR					
STRIKE OUT					
THE FEDERAL SUBSTANCE ABUSE BLOCK GRANT IN					
STRIKE OUT					
PAU 05-01-12-03. UPON RECEIPT OF THE WAIVER, THE					
STRIKE OUT					
REMAINING FY2004 APPROPRIATION SHALL LAPSE TO					
STRIKE OUT					
STATE GENERAL FUND.					
TOTAL				3200,000	3200,000
ESTIMATED SOURCE OF FUNDS FOR					
GOVERNOR'S COMMISSION					
STRIKE OUT				1780,000	3200,000
GENERAL FUND				3200,000	3200,000
INSERT PLACE THEREOF				3200,000	3200,000
TOTAL				15828,465	16235,051
TOTAL					
ESTIMATED SOURCE OF FUNDS FOR					
DIV OF ALCOHOL & DRG ABUSE P&R					
FEDERAL FUNDS				8093,065	8313,014
GENERAL FUNDS				6157,979	6312,488
LIQUOR FUNDS					
HIGH AND GAME					
OTHER FUNDS				1577,421	1609,549
LIQUOR FUNDS					
SWEETSTAKES FUNDS					
TURNPIKES FUNDS				15828,465	16235,051
TOTAL					

AMENDMENTS TO	PAGE	27	06/04/03		----- FISCAL YEAR 2004 -----	----- FISCAL YEAR 2005 -----
HB0001						
05 HEALTH AND SOCIAL SERVICES						
01 DEPT OF HEALTH AND HUMAN SVCS						
12 DIV OF ALCOHOL & DRG ABUSE P&R						
(CONT.)						
(CONT.)						
(CONT.)						
TOTAL					1721881,681	1775218,522
ESTIMATED SOURCE OF FUNDS FOR						
DEPT OF HEALTH AND HUMAN SVCS						
FEDERAL FUNDS					841259,042	868386,470
GENERAL FUNDS					622186,985	635820,776
HIGHWAY FUNDS						
FISH AND GAME						
OTHER FUNDS					258435,654	271011,276
LIQUOR FUNDS						
SWEETSTAKES FUNDS						
TURNPICKES FUNDS						
TOTAL					1721881,681	1775218,522
ESTIMATED SOURCE OF FUNDS FOR						
HEALTH AND SOCIAL SERVICES					1740289,486	1793951,963
FEDERAL FUNDS						
GENERAL FUNDS					846203,386	873528,865
HIGHWAY FUNDS					629163,752	642652,025
FISH AND GAME						
OTHER FUNDS						
LIQUOR FUNDS					264922,348	277771,093
SWEETSTAKES FUNDS						
TURNPICKES FUNDS						
TOTAL					1740289,486	1793951,963
06 EDUCATION						
03 DEPARTMENT OF EDUCATION						
02 OFFICE OF THE DEP COMMISSIONER						
01 DEPUTY COMMISSIONER						
06 BEST SCHOOLS						
STRIKE DUT						
20 CURRENT EXPENSES						
INSERT IN PLACE THEREOF						
20 CURRENT EXPENSES					50,000	25,000

AMENDMENTS TO	PAGE	28	06/04/03	----- FISCAL YEAR 2004 -----	----- FISCAL YEAR 2005 -----
06 EDUCATION 03 DEPARTMENT OF EDUCATION 02 OFFICE OF THE DEP COMMISSIONER 01 DEPUTY COMMISSIONER 06 BEST SCHOOLS					
(CONT.)					
(CONT.)					
(CONT.)					
(CONT.)					
STRIKE OUT					
66 CONSULTANTS					
INSERT IN PLACE THEREOF				531,000	294,000
STRIKE OUT					
90 CONFERENCES/WORKSHOPS					
INSERT IN PLACE THEREOF				90,000	30,000
STRIKE OUT					
91 CONTRACTS					
INSERT IN PLACE THEREOF				429,000	251,000
91 CONTRACTS					
TOTAL				1100,000	600,000
ESTIMATED SOURCE OF FUNDS FOR					
BEST SCHOOLS					
STRIKE OUT					
GENERAL FUND					
INSERT IN PLACE THEREOF				1100,000	600,000
GENERAL FUND				1100,000	600,000
TOTAL				3280,365	2844,924
TOTAL					
ESTIMATED SOURCE OF FUNDS FOR					
DEPARTMENT OF EDUCATION					
GENERAL FUNDS				3182,615	2747,174
GENERAL FUNDS					
HIGHWAY FUNDS					
FISH AND GAME					
OTHER FUNDS				97,750	97,750
LIQUOR FUNDS					
SWEETSTAKES FUNDS					
TURNPIKES FUNDS					
TOTAL				3280,365	2844,924
06 EDUCATION					
03 DEPARTMENT OF EDUCATION					
02 OFFICE OF THE DEP COMMISSIONER					
02 FINANCIAL AID TO DISTRICTS-ST.					
02 OTHER STAFF AID					
STRIKE OUT					
91 READING RECOVERY					
G					

AMENDMENTS TO		PAGE	29	06/04/03	----- FISCAL YEAR 2004 -----		----- FISCAL YEAR 2005 -----	
H80001								
06 EDUCATION	(CONT.)							
03 DEPARTMENT OF EDUCATION	(CONT.)							
02 OFFICE OF THE DEP COMMISSIONER	(CONT.)							
02 FINANCIAL AID TO DISTRICTS-ST.	(CONT.)							
02 OTHER STATE AID	(CONT.)							
INSERT IN PLACE THEREOF								
91 READING RECOVERY	G			330,000		347,820		
TOTAL					55179,423		59075,743	
ESTIMATED SOURCE OF FUNDS FOR								
OTHER STATE AID								
STRIKE OUT								
GENERAL FUND					54849,423		58727,923	
INSERT IN PLACE THEREOF					55179,423		59075,743	
GENERAL FUND					55179,423		59075,743	
TOTAL					940717,056		865040,710	
TOTAL								
ESTIMATED SOURCE OF FUNDS FOR								
FINANCIAL AID TO DISTRICTS-ST.								
FEDERAL FUNDS					600,601		600,601	
GENERAL FUNDS					117016,455		137509,109	
HIGHWAY FUNDS								
FISH AND GAME								
OTHER FUNDS					823100,000		726931,000	
LIQUOR FUNDS								
SWEEPSTAKES FUNDS								
TURNPIKES FUNDS					940717,056		865040,710	
TOTAL								
06 EDUCATION								
05 DEPARTMENT OF EDUCATION								
02 OFFICE OF THE DEP COMMISSIONER								
05 CURRICULUM AND ASSESSMENT								
01 CURRICULUM AND ASSESSMENT								
STRIKE OUT								
93 STATE TESTING	D			I			1	
INSERT IN PLACE THEREOF							2739,800	
93 STATE TESTING	D				2716,000			
TOTAL					3496,707		3875,924	

AMENDMENTS TO	PAGE	30	06/04/03		----- FISCAL YEAR 2004 -----	----- FISCAL YEAR 2005 -----
H80001						
06 EDUCATION						
03 DEPARTMENT OF EDUCATION						
02 OFFICE OF THE DEP COMMISSIONER						
05 CURRICULUM AND ASSESSMENT						
01 CURRICULUM AND ASSESSMENT						
				(CONT.)		
				(CONT.)		
				(CONT.)		
				(CONT.)		
ESTIMATED SOURCE OF FUNDS FOR						
CURRICULUM AND ASSESSMENT						
STRIKE OUT						
GENERAL FUND				780,708		1136,125
INSERT IN PLACE THEREOF				3496,707		3875,924
GENERAL FUND				3496,707		3875,924
TOTAL				7716,681		7988,363
TOTAL						
ESTIMATED SOURCE OF FUNDS FOR						
CURRICULUM AND ASSESSMENT						
FEDERAL FUNDS				4204,974		4097,439
GENERAL FUNDS				3496,707		3875,924
HIGHWAY FUNDS						
FISH AND GAME				15,000		15,000
OTHER FUNDS						
LIQUOR FUNDS						
SWEETSTAKES FUNDS						
TURNPIKES FUNDS				7716,681		7988,363
TOTAL				957214,102		801373,997
TOTAL						
ESTIMATED SOURCE OF FUNDS FOR						
OFFICE OF THE DEP COMMISSIONER						
FEDERAL FUNDS				4805,575		4698,040
GENERAL FUNDS				129195,777		149632,207
HIGHWAY FUNDS						
FISH AND GAME				823212,750		727043,750
OTHER FUNDS						
LIQUOR FUNDS						
SWEETSTAKES FUNDS				957214,102		881373,997
TURNPIKES FUNDS				1154947,408		1100951,759
TOTAL						
TOTAL						
ESTIMATED SOURCE OF FUNDS FOR						
DEPARTMENT OF EDUCATION						

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H80001

06 EDUCATION
03 DEPARTMENT OF EDUCATION

(CONT.)
(CONT.)

	FISCAL YEAR 2004	FISCAL YEAR 2005
FEDERAL FUNDS	188851,684	210148,593
GENERAL FUNDS	137255,776	157872,955
HIGHWAY FUNDS		
FISH AND GAME	828839,948	732930,211
OTHER FUNDS		
LIQUOR FUNDS		
SWEETSTAKES FUNDS		
TURNPIKES FUNDS	1154947,408	1100951,759
TOTAL	1328710,861	1279200,224
TOTAL ESTIMATED SOURCE OF FUNDS FOR EDUCATION		
FEDERAL FUNDS	195379,237	216883,292
GENERAL FUNDS	250719,501	274088,129
HIGHWAY FUNDS		
FISH AND GAME	874913,856	780704,218
OTHER FUNDS		
LIQUOR FUNDS	7698,467	7524,585
SWEETSTAKES FUNDS		
TURNPIKES FUNDS	1328710,861	1279200,224
TOTAL		

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 HB0001
 STATE SUMMARY

	----- FISCAL YEAR 2004 -----	----- FISCAL YEAR 2005 -----
TOTAL	4491629,289	4511241,327
ESTIMATED SOURCE OF FUNDS FOR		
FEDERAL FUNDS	1359023,558	1375439,700
GENERAL FUNDS	1378861,096	1435045,066
HIGHWAY FUNDS	242289,360	239919,055
FISH AND GAME	10303,604	10437,258
OTHER FUNDS	1451894,185	1378132,791
LIQUOR FUNDS	7698,467	7524,585
SWEETSTAKES FUNDS	61539,019	64742,872
TURNPIKES FUNDS	4491629,289	4511241,327
TOTAL		

Amend the bill by replacing all after section 6 with the following:

7 General Fund Appropriation Reduction; Judicial Branch.

I. The judicial branch shall reduce state general fund appropriations by \$2,500,000 for the fiscal year ending June 30, 2004 and \$2,500,000 for the fiscal year ending June 30, 2005 excluding PAU 02-01-04 district and municipal courts and PAU 02-01-05, class 49, transfers to the department of administrative services for court facilities.

II. The judicial branch shall make no transfers out of PAU 02-01-04 district and municipal courts, and is hereby directed to reduce state general fund appropriations in PAU 02-01-04 by \$500,000 for the fiscal year ending June 30, 2004 and \$500,000 for the fiscal year ending June 30, 2005.

III. The chief justice of the supreme court, or designee, shall, by August 1, 2003, notify the department of administrative services as to the specific amounts to be reduced in specified line item appropriations in functional units, in order to comply fully with this section for fiscal year 2004.

IV. The chief justice of the supreme court, or designee, shall, by August 1, 2004, notify the department of administrative services as to the specific amounts to be reduced in specified line item appropriations in functional units, in order to comply fully with this section for fiscal year 2005.

8 Positions Abolished. The following positions are hereby abolished forthwith effective at the close of business on June 30, 2003, or later, as specifically indicated.

State Planning

01-03-05-01-01 41214

01-03-05-02-04 40975

Administrative Services

01-04-02-01-00 10118

01-04-02-02-00 10120

01-04-03-01-00 10273

01-04-04-04-03 10162

01-04-06-01-00 30036, 16693

Revenue Administration

01-07-03-04-00 41799, 41801, 41803, 41804, 41805,
41806, 41807, 41809, 41810, 41811,
41812, 41813

Adjutant General

02-02-01-01-00 16676, 30007

Justice

02-04-02-01-00 9U426, 10348

02-04-03-01-00 12884

Labor

02-12-02-00-00 18082

Safety

02-15-03-04-00 10637

02-15-03-05-00 9U491

02-15-03-17-00 10930, 18446

02-15-04-01-00 10412, 18704

02-15-04-02-00 18073, 18719

Corrections

02-16-02-03-00 10245, 30358

02-16-03-02-01 16831, 19261, 12973, 13036, 16307,
16807, 16813, 16826, 16831, 16852,
16868, 18466, 18806, 19253, 19256,
19254, 19261

02-16-03-04-03	18776
02-16-04-01-00	18869, 19916
02-16-05-01-00	16339
02-16-05-02-02	16340, 16927, 18861, 9U335
02-16-06-01-00	18782
02-16-07-01-00	15515, 15535, 18856, 19896, 19897, 19913
02-16-08-01-00	41456, 41457
Employment Security	
02-17-01-00-00	11143, 11163, 11232, 11252, 41217
Human Rights Commission	
02-19-01-00-00	40306
Fish and Game	
03-01-01-04-03	13912
03-01-01-05-01	19221
03-01-01-05-02	13875
03-01-02-02-00	13885
03-01-03-01-01	13853, 13926
03-01-03-01-01	13915
03-01-05-01-00	18306, 18307
Resources and Economic Development	
03-03-04-04-00	9U325
03-03-05-00-00	41615
Environmental Services	
03-04-02-01-01	40146
03-04-04-04-02	18327
Education	
06-03-03-01-14	13149, 13193
06-03-02-01-01	13162
06-03-02-05-01	16942, 18582, 40245
06-03-03-01-01	18350
06-03-04-01-01	18880, 41648
Community Technical College	
06-04-02-02-01	13352, 40286
06-04-04-03-00	16628
06-04-05-01-01	13577
06-04-05-04-00	18928
06-04-06-03-00	40262, 40263, 40264, 40265, 40266, 40916, 40917, 40918
06-04-08-01-01	13694
Health and Human Services	
05-01-01-03-01	12156, 40884
05-01-02-02-00	16364
05-01-03-01-00	14928, 41110, 41118, 41141
05-01-04-04-00	30279, 41073
05-01-06-01-00	41097
05-01-09-02-01	12613
05-01-11-04-01	14940
05-01-11-05-01	30944
05-01-11-06-02	16382, 16517
05-01-11-06-03	16187
05-01-12-01-00	16600
05-01-12-02-00	40630
05-01-13-01-00	16099
05-01-13-02-00	15497
05-01-14-03-02	11642

05-01-14-04-03	11661
05-01-14-04-04	11721, 19464
05-01-14-05-01	16661
05-01-14-05-02	16566, 41618, 41619

9 General Fund Appropriation Reductions; Department of Health and Human Services.

I. The department of health and human services is hereby directed to reduce state general fund appropriations to personnel and benefit lines by \$1,900,000 for the fiscal year ending June 30, 2004 and \$1,900,000 for the fiscal year ending June 30, 2005. Direct care positions shall be exempt from any internal hiring freeze imposed by the commissioner in order to meet these reductions. The department shall provide a bimonthly report of position and benefit reductions made under this section to the fiscal committee of the general court.

II. In addition to the requirements of paragraph I, the department of health and human services is hereby directed to reduce state general fund appropriations in any line item by an additional \$2,100,000 for the fiscal year ending June 30, 2004 and \$2,100,000 for the fiscal year ending June 30, 2005. All such reductions shall first be subject to the approval of the fiscal committee of the general court and, after such approval, shall be reported to the department of administrative services.

10 Reduction in Appropriation; Department of Health and Human Services. In the event that estimated revenues in the aggregate are less than budgeted, during the biennium ending June 30, 2005, the total appropriations to the department of health and human services shall be reduced by the amount of the shortfall in either actual or projected revenue. The commissioner of the department of health and human services shall notify the bureau of accounting, forthwith, in writing, as to precisely which line item appropriation and in what specific amount reductions are to be made in order to fully compensate for the total revenue deficits.

11 Estimates of Unrestricted Revenue:

<u>GENERAL FUND</u>	<u>FY 2004</u>	<u>FY 2005</u>
Beer Tax	\$12,900,000	\$13,200,000
Board and Care Revenue	10,800,000	11,400,000
Business Profits Tax	187,000,000	191,900,000
Business Enterprise Tax	58,000,000	59,500,000
Estate and Legacy Tax	19,400,000	11,400,000
Insurance Tax	81,000,000	86,000,000
Securities Revenue	26,700,000	28,000,000
Interest and Dividends	62,000,000	65,000,000
Liquor Sales & Distribution	109,000,000	114,000,000
Meals and Rooms Tax	177,100,000	184,300,000
Dog Racing	1,600,000	1,600,000
Horse Racing	1,800,000	1,800,000
Real Estate Transfer Tax	79,300,000	81,700,000
Communications Tax	67,000,000	69,000,000
Tobacco Tax	66,800,000	66,800,000
Tobacco Settlement	0	0
Utility Tax	6,100,000	6,200,000
Other	51,000,000	52,000,000
Court Fines and Fees	22,100,000	22,600,000
Subtotal	1,039,600,000	1,066,400,000
Medicaid Enhancement Revenue	140,865,000	146,567,000
Medicaid Recovery Regular Care	11,729,000	14,157,000
Medicaid Recovery Long Term Care	1,585,000	1,714,000

Net Appropriation for

Uncompensated

Care Pool	29,300,000	22,800,000
TOTAL	\$1,223,079,000	\$1,251,638,000

HIGHWAY FUND

	<u>FY 2004</u>	<u>FY 2005</u>
Gasoline Road Toll	\$125,100,000	\$127,000,000
Motor Vehicle Fees	91,300,000	93,700,000
Miscellaneous	5,500,000	6,100,000
TOTAL	\$221,900,000	\$226,800,000

FISH AND GAME FUND

	<u>FY 2004</u>	<u>FY 2005</u>
Fish and Game Licenses	\$8,300,000	\$8,300,000
Fines and Penalties	150,000	150,000
Miscellaneous Sales	475,000	475,000
Indirect Costs	675,000	675,000
TOTAL	\$9,600,000	\$9,600,000

EDUCATION TRUST FUND

	<u>FY 2004</u>	<u>FY 2005</u>
Business Profits Tax	\$40,000,000	\$41,100,000
Business Enterprise Tax	116,000,000	119,000,000
Meals and Rooms Tax	6,900,000	6,900,000
Real Estate Transfer Tax	39,700,000	40,900,000
Tobacco Tax	27,100,000	27,100,000
Tobacco Settlement	36,600,000	36,600,000
Utility Property Tax	19,200,000	20,500,000
Transfer From Sweepstakes	69,000,000	71,000,000
State Property Tax	468,600,000	363,831,000
TOTAL	\$823,100,000	\$726,931,000

12 Cost Reduction; Department of Corrections. To reduce future costs in the department of corrections, the commissioner shall consider options that include, but are not limited to, the diversion of parole and probation violators to the Academy Program, expanded Academy Program usage, and expanded use of home confinement sentencing alternatives, with a goal of reducing the prison population by 300 inmates and closing the north or south wing of the state prison at Concord. The commissioner shall report to the fiscal committee of the general court at least every 90 days during the biennium on the department's progress in developing such a plan.

13 Appropriation Reduction; Department of Health and Human Services, Division for Juvenile Justice Services. The division of juvenile justice services shall reduce total appropriations in PAU 05-01-14-05-02 by \$100,000 for the fiscal year ending June 30, 2004. Appropriations shall be reduced in accordance with the funding source as follows: 25 percent of the reduction shall be from state general funds, 24 percent shall be from private local funds, and 51 percent shall be taken from agency income.

14 University System of New Hampshire; Self-Insurance Savings. No later than June 30, 2005, the university system of New Hampshire shall pay to the state, for deposit into the general fund, an amount equal to the savings realized by the university system during the biennium ending June 30, 2005 from the implementation of a medical self-insurance program.

15 Appropriations Reductions; All State Agencies. All state agencies are hereby directed to reduce state general fund appropriations for classes 20, 26, and 80 by 10 percent for the fiscal years ending June 30, 2004 and June 30, 2005.

16 Health and Human Services; Provider Payments and Recovery of Expenditures.

I. For the biennium ending June 30, 2005, any recovery of expenditures, including, but not limited to, drug rebates, third party liability recoveries, and other recoveries received by the department of health and human services attributable to PAU 05-01-04-05, classes 90 and 92, and PAU 05-01-10-04-01, class 96, shall be deposited into the general fund as unrestricted revenue.

II. Rates paid to providers in PAU 05-01-04-05, classes 90 and 92, and PAU 05-01-10-04-01, class 96, shall not be reduced during the biennium ending June 30, 2005. Said restriction shall not apply to purchases or rates paid for pharmaceuticals. Any change between fiscal year 2004 and fiscal year 2005 shall not be disproportionately imposed upon any provider payment service category.

III. The department of health and human services shall provide to the fiscal committee of the general court a bimonthly report which includes, but is not limited to, year-to-date provider services expenditures by provider service type compared to budgeted appropriations, provider rates by provider service type, and payments made to pharmacists as a separate item.

IV. From the funds appropriated in PAU 05-01-04-05, class 90, and PAU 05-01-10-04-01, class 96, a rate of no less than \$145 for basic life support and \$175 for advanced life support shall be paid to providers of ambulance services effective July 1, 2003.

17 Effective Date. This act shall take effect July 1, 2003.

SENATOR BELOW: Thank you Mr. President. I rise to offer a floor amendment and I would like to briefly speak to my motion. I think that you have...we have just heard the speeches about the hard work of the Finance Committee and the quality of the product of that work. I think that it is close, but it is no cigar. I don't think that we are ready to pat ourselves on the back because I think that we need to be aware that there are still some shortcomings in this budget that have been driven by the fact that we are "out of money", if you will. But if there was a willingness to go to a twelve and a half cent increase in the cigarette tax, this is what we could do and this is what I think that we need to do, this is the budget for the essential services today that would really complete our job. There is a handout that has been placed on everybody's desk that has some bullets that summarize what this amendment does. I am going to briefly run down through those and I think that we can move quickly to vote on it. This amendment would restore 18 state trooper positions that were abolished just because they happened to be vacant. All of that would be funded with highway and turnpike funds. It would schedule them over the course of the next 18 months, in terms of when they would be phased in. The additional costs from the highway and turnpike funds would be about \$1.3 million. It would bring them back up to what was...what has been their authorized level for state troopers on the road. I think that is important for our highway safety and security. It would restore the Corrections Department budget to the level recommended by the House Finance Committee, which is already five percent below their maintenance level and already reflects 36 vacancies that were abolished because they happened to be vacant. The \$3.4 million of cuts that the budget currently requires, could cause an additional 28 vacancies. We heard...we saw a presentation on...from the New Hampshire Center for Public Policy Studies on a plan that could reduce the prison population and reduce the costs, but the commissioner in responding to that, which is part of this packet, pointed out that there are costs that would need to be incurred to implement that plan that are not accounted for, particularly with the \$3.4 million cut. So I think that in light...particularly in light of what we saw happen yesterday with two convicted murderers escaping from the prison,

I think that we need to think twice about reducing our staff ratio, which is already the ratio of inmates to uniformed staff is already in the highest in the region, I am not sure that we can afford to reduce that further. This bill would restore the judicial branch to a level of funding that is adequate to meet their basic critical needs, not their request, but their basic critical needs. Because of what was done, we are requiring cuts in the probate, superior, and supreme courts, court security, administrative office, that could cripple the court system and deny the citizens and the businesses of the state, timely access to justice in important matters such as child custody, parental rights, property rights, divorce, contracts and a lot of other matters that are going to be in jeopardy. This amendment would restore some critically needed funding for education. It would restore the funding for reading recovery, a very important program for our early literacy efforts, consistent with the no child left behind goal of not leaving children illiterate as they advance through school. I think that everybody has heard a lot of calls from citizens and teachers who have benefited from the fact that the state has been spending about \$330,000 a year to provide training, professional development, and program support. That leverage is over \$3 million of local spending that provides, catches kids up, and enables them to read and move ahead through school. It would maintain our current student assessment program which would avoid us falling out of compliance with federal requirements. It would restore enough funding in the best schools program to allow the schools that are already signed up and participate to finish the second and third years of their cycle in a project to provide best practices in school improvement. It would also eliminate the additional arbitrary funding cuts required of the Department of Education that would otherwise likely benefit local school districts and local taxpayers. It would fund the Land and Community Heritage Program at the same level that it was funded in the last biennium at \$6 million a year. It would help us avoid missing many one-time opportunities to save our heritage. It would also fund...it would complete the funding of some critical human needs. One big area that we came up a little bit short on was medical, Medicaid provider payments, which were approximately \$24 million under the projected level for the second year of the biennium fiscal year 2005 to a level that is necessary to avoid cuts and provider reimbursement rates. We came close, we put the money in there for 2004, but there may have to be adjustments in 2005 to accent an amendment like this. It would also fund the community health centers, which are important for primary access care and overall level that would be the same as the last biennium. It would phase in \$132 million for new positions for the Division of Children, Youth and Families. That is the number of positions that were called for in a proposed law suit settlement. It is the level that we heard testimony would be the minimum number of positions that are needed to meet our moral and legal obligations to adequately serve the most vulnerable and needy citizens of this state, abused and neglected children. It would restore an arbitrary \$1 million general fund cut in fiscal year 2005 for the...to maintain the new heights computer system, which is critical for the Division of Family Assistance to provide needed services. If you look in the backup, you will see what could happen absent the restoration of those funds, we are risking a collapse in terms of that important system. That was not a cut that was ever volunteered. It was something simply that happened at the Governor's level when they got the budget, and they said, here is a big line-item, we can whack \$2 million out of that and save a \$1 million general funds and \$1 million in federal. It would level funds service link instead of the 33 percent cut that is embodied in the current budget. It

would restore funding needed to meet and maintain current provider payment levels with some modest volume increases in the Division of Elderly and Adult Services. And in some areas, that I think, late at night, we didn't really do what we needed to do. There are some back-up that details this. We requested in a couple of programs; Social Services, BOC Grant, the Older Americans Act, some funding that was necessary to maintain provider payment rates for homemaker, adult daycare, home health aid, adult in-home care and meals on wheels services, to people who are not Medicaid eligible, but are close to it. These are areas where we supplement some federal block grant money with state general funds and we have not actually put in enough. We are about \$2 million short of actually maintaining what is necessary in those programs without any provider rate increases. We did put the money in for those who are Medicaid eligible, but were coming up short on those who may be Medicaid eligible if they can't be supported in their communities and their homes and they have to go into nursing homes. It would also approximately level fund the Governor's commission on alcohol and drug abuse prevention and treatment. We did put money in, in the second year that provides level funding but for this upcoming year, we only put in \$1.78 million, which would be cut if the feds waive maintenance of effort requirements. This would fund that at \$3.2 million in fiscal year 2004 approximately the current funding level. Finally, it would reduce the mandated reductions in the Tobey School from half a million dollars to \$100,000 helping to ensure that we would preserve that high quality program that serves students with severe challenges. Finally, the amendment would ensure continued membership in the national conference of state legislature and the council of state governments eastern regional conference, without new general fund spending by having those dues paid from current balances from previous lapse, non-lapsed funds. That is something that the Joint Legislative Fiscal Committee might be able to do with the current budget, but this would go ahead and require it. I make this point because I think that it is important to recognize that these two organizations lead the effort in the U.S. Congress, lobbying the U.S. Congress to provide that supplemental \$20 billion, that \$83 million that is coming to New Hampshire that is leveraging another \$71 million in federal funds, \$153 million for the state of New Hampshire. It probably wouldn't be there if it weren't for these two organizations and our membership in them that has supported that effort in Washington. I might also add that CSGERC, as a regional organization, played a crucial role in lobbying for a first time on the farm bill to make sure that small dairy farmers in New Hampshire would have some benefit from that program that they haven't had in the past and some \$3 million in payments have gone to small dairy farmers as a result of that effort, in New Hampshire, that they might otherwise be out of business. Finally, I have a concern that if we quit the CSGERC we are not doing ourselves any favors in terms of maintaining our First in the Nation Presidential Primary, because what we will be doing, we will be the first state in the Northeast to drop out of that organization and we will be quite bluntly, "pissing off" a lot of other legislative leaders in other states who decide when their primaries are set at a time when, at least one national party is going to be revisiting the whole question of the primary schedule and we need to be working with our colleagues, the northeastern states, to have a coalition that works to reform the primary schedule and preserve our First in the Nation Primary status instead of alienating the very people that we should be working with. So in conclusion, I would urge adoption of this best amendment because it would finish filling the pot holes in the budget. Neither this amendment nor the

budget as it stands now, provides any significant provider rate increases to the many vendors that provide services in Health and Human Services. That is a bigger shortfall that we probably can't address at this point in time, but we need to recognize that we are doing the best that we can, but this would at least help us ensure that we provide that level funding through this biennium of those rates. Thank you Mr. President.

SENATOR EATON (In the Chair): I recommend upsetting as a better word.

SENATOR CLEGG: Thank you Mr. President. Senator Below, you mentioned that you would fund this with a twelve and a half cent tobacco tax. Can you tell me how much you projected that would bring in?

SENATOR BELOW: Yes. I am sorry, I meant to wind up with the figures here. This amendment would spend about \$13.2 million more in fiscal year 2004 in general funds and about \$25.5 million in 2005. That is a total of \$38.8 million over the biennium. That is a little over \$19 million a year on average. That would take about a twelve and a half cent per pack, according to the DRA figures. I just used their figures.

SENATOR CLEGG: Percent or cent?

SENATOR BELOW: Cents, cents. Less than 13 cents per pack on the tobacco tax. If I might add, that is about the same figure that would be needed if we were to maintain our current balance through the biennium.

SENATOR CLEGG: Senator Below, if this is so important to you, can you explain to me why you would choose a tax that you yourself wouldn't have to pay?

SENATOR BELOW: Simply because it is one where we are not far below that of all of our neighboring states of where they are going to end up. It is one that has an additional public health benefit of over time reducing tobacco consumption. It is one that quite honestly, the indication is that there is a broad public support to do that.

SENATOR CLEGG: But am I correct in assuming that none of the money to pay for this will come out of your pocket, correct, because you do not smoke?

SENATOR BELOW: That is true, I do not smoke.

SENATOR CLEGG: Thank you.

SENATOR BELOW: We have a tradition of focusing our efforts on sin-taxes and this would continue that. I would be happy to offer any other revenue source that you might think would be better.

SENATOR BARNES: I have a couple of questions for Senator Below if he is willing to yield?

SENATOR BELOW: Yes.

SENATOR BARNES: Senator Below, do you agree with the earlier conversation that it is really not...what you have here for a budget, which you sat on through the process as a member of the committee, is not a 13 percent increase, but it is closer to 6 percent? Would you believe what Senator Boyce told this group is true?

SENATOR BELOW: That would be predicted fiscal year 2004 over fiscal year 2003. It just authorizes about at 6 percent.

SENATOR BARNES: So you agree with what Senator Boyce had to say?

SENATOR BELOW: Yes.

SENATOR BARNES: My second question is that you heard my comment earlier that I was having a real problem, and I still am having a real problem deciding whether I am going to vote for this budget or not. If I

were to vote for your amendment, what additional percent would that put on the now 6.1 percent budget that I firmly in mind believe that I would be voting on here today? What are you going to add to that 6.1 with your amendment?

SENATOR BELOW: I just have to find that document here. One percent.

SENATOR BARNES: So now if I vote for this I will be voting for 7.1 percent increase in the budget. Okay, I guess that I will follow up...

SENATOR BELOW: In General funds.

SENATOR BARNES: General funds. Would you believe that that extra resource that you are looking at instead of the tobacco tax is probably an income tax? Would you believe that?

SENATOR BELOW: No.

SENATOR BARNES: You don't think the income tax would take care of this, huh?

SENATOR BELOW: Oh, it would certainly take care of this yes.

SENATOR BARNES: Oh. Thank you.

SENATOR GATSAS: Senator Below, did I understand you correctly that you would entertain any other measure suitable for a revenue source?

SENATOR BELOW: I think that I said "tax."

SENATOR GATSAS: No, I think that you said...did I understand you as saying...

SENATOR BELOW: Sure, put it on the table if we adopt this...I am willing to work with the majority on any revenue source if this amendment is adopted.

SENATOR GATSAS: Thank you Senator.

SENATOR BELOW: I might add that I think that we have the possibility of enhancing our current revenues to more than pay for this.

SENATOR GATSAS: Thank you Senator, I think that maybe I will let Senator D'Allesandro talk about that revenue source.

SENATOR LARSEN: Thank you. I am sure that Senator Below could answer any question I might put, but I rise to support the best amendment. What you have before you is thanks to...the budget that you have before you is thanks to an \$84 million state windfall from the congressional tax cut bill. The Senate Finance budget is in fact a better plan than the draconian Governor and House budget plan, as it restores the most devastating cuts to disabled and elderly services and public safety services in New Hampshire. But the best plan that you have before you today, the best amendment brought forward by our five democratic Senators, addresses the remaining budget shortfalls. It is best for public safety by authorizing 18 more state troopers and funding in our corrections department. Funding, as you know, that I visited the state prison in the course of this budget discussion and saw the shortfalls in both maintenance level as well as security officers in that overcrowded prison here in Concord. We heard, just yesterday, that because of staff ratios that have been declining in the low staff ratio to inmates that we have in New Hampshire. We had three escapees causing grave concern to the citizens of Concord, and citizens of the state, knowing that these offenders are at large. This bill is the best plan for children, in that it restores reading recovery, which we know to be a valuable program. It maintains that current state assessment test that we have been told that if we replace them with federal funds, we will be found in violation of the no child left

behind act. It is best for children in that it restores child protection workers in the Division of DCYF, Division of Children, Youth and Families. It is best for our businesses and our public in that it restores the funds for the Judiciary. Funds, which if we do not restore them, we fear will cause increased delays in the processing of average civil cases such as child custody, parental rights, divorce, adoption, guardianships, estates, domestic restraining orders, real property rights and contracts and appeals. Those orders will not be issued in a timely manner if we do not support the support staff in our court systems. We are told that the cuts to the division, the department will result in significant delays in civil matters in our courts. Finally this amendment is best for protecting our special places, in that it includes adequate funding and restores the funding to previous levels for LCHIP. So I urge you to look at this budget for essential services today to understand that we did a good a job. That we recognize the Senate Finances genuinely good work in restoring the public needs through the use of what was in fact, an \$84 million windfall to our state. Once again, New Hampshire is squeaking by, but we do need to address those remaining shortfalls which we believe can cause significant problems to New Hampshire in the two years of this budget, and we urge you to consider those, whether in today's amendment or as we proceed in our Committee of Conference and these are some which I believe, all of us need to think about as we finalize this budget. I urge your adoption of the best amendment. Thank you.

SENATOR BARNES: Senator Larsen, you talked about the Reading Recovery in your amendment, correct?

SENATOR LARSEN: Yes.

SENATOR BARNES: Well would you believe that I believe that it is going to be addressed in the Committee of Conference as you had finished up with? I feel very comfortable that the program is near and dear to my heart as it is to many people. Would you believe that I think that when we come back here in a couple of weeks, it will be there, it doesn't have to be in your amendment, but we will be taking care of that program, and LCHIP is being taken care with something that we passed a couple of nights ago?

SENATOR LARSEN: We have been assured that there would be a discussion of reading recovery and certainly those would be issues that we would discuss in Committee of Conference with the House. We know that LCHIP will be part of a big issue in the Committee of Conference with the House. We know that the entire prescription drug list will be an issue in Committee of Conference. We certainly hope that the Senate will take action to restore as much as possible as we work through the final compromises with the House. I understand that you share our concerns on reading recovery as do I understand quite a few members in this group. I certainly hope that those funds are restored as we proceed through our compromise.

SENATOR BARNES: Based on our conversation here, and what you have said, and what I have said, and what other people have said...would you believe that your amendment isn't needed, that we are going to be taking care of that in a couple of weeks when we come back here to the full floor, after the Committee of Conference, so why is there a need for your amendment when many of these things that you are talking about are going to be taken care of?

SENATOR LARSEN: Because it doesn't address...we don't know unless we propose these, that we are in fact going to address the cuts to the corrections department. We don't know unless we address it through this

amendment, that the Senate is going to be able to restore the funds to the Department of Justice, that will in fact cause a loss of 22 administrative staff on top of the 33 vacancies in the court system. We don't know unless we bring this up and endorse it as a Senate, that we will see in fact, reading recovery, we think, may come back. We have concerns about the state test that cuts to the Department of Education. We have concerns about what level LCHIP will come out of that Committee of Conference. Certainly issues such as service link and the entire discussion of what is called New Heights, the computer system, which we neglected in Senate Finance. Those things we don't know will be addressed, unless the Senate addresses them here today through an amendment.

SENATOR BARNES: One last question. I heard one of your Democratic colleagues, Senator D'Allesandro, make a very good statement. We can always spend wheel barrels of money if we have it...he didn't say it in exactly those eloquent words, but he said it a bit differently, but we never have enough money.

SENATOR LARSEN: I have been here nine years and in those nine years that I have been here, we have never had enough money to do everything that we wanted to do and I recognize that.

SENATOR BARNES: Thank you Senator Larsen. That is the point that I wanted to get across. We never have enough. It is just like at home. I never have enough on the kitchen table.

SENATOR LARSEN: And that is because we are living under the parameters given to us by the Governor, and we have the ability as a state to make decisions about what is important to us and fund that. Thank you.

SENATOR COHEN: Senator Larsen, one phrase that has been sticking in mind lately as we discuss this budget is the concept of running the government like a business. As a business person myself, I think that most of us do recognize that in order for any business to have a prosperous secure future, you have to make wise investments now. It just seems to me, would you agree with me, that this best amendment here that we are talking about here, makes careful prudent investments to make sure that we don't have short term gains and long term losses and this amendment would make sure that we do make prudent careful investments that will pay off in the long term and will bring us more prosperity and a more secure, economic future?

SENATOR LARSEN: That is right. Certainly everyone can recognize a long term investment that LCHIP makes in our environment. The long term investment made in our early learning through reading recovery is in fact a wise investment. Many, many investments made today have big payoffs for tomorrow and we need to think about those. Thank you.

SENATOR COHEN: Thank you.

SENATOR ESTABROOK: Thank you Mr. President. First I also would like to add my thanks and admiration for the work of the Finance Committee. My special thanks and special admiration for the leadership that Senator Green showed in the process of that committee. They have addressed some very important issues. I am very pleased in particular to see that we are going to be making progress on funding the developmentally disabilities waiting list, and in general, the Senate's amendment to the budget clearly has made it significantly better. However, when I examined the programs that are under funded or unfunded in this budget, I find that too many of them fill what I view, as critical needs. The

amendment that you have before you, tries to meet these needs through a modest tobacco tax increase. I don't mean to rain on our parade, because I think as a body, and especially as a committee, there is a lot to be proud of in this work product. But I cannot let this discussion go on without pointing out that the budget does not address the most important underlying issue. It's revenue structure. This budget shows the need for us to get back to a serious discussion of restructuring our revenue streams instead of creating budgets balanced on one time revenues. This budget drains the healthcare transition fund. Nearly drains the rainy day fund and relies on over \$80 million of one time federal revenue. No one can believe that we will not be back here in even more dire straits, in two years. And then there will be more talk of how times are tight. We will once again pass down costs to the local level, weaken our investments in education and social services, shift healthcare costs to the insured by underfunding Medicaid and compromise public security. So though we have every right to embrace the work of the committee and congratulate them, we also need to ask ourselves how long can we go on like this?

SENATOR CLEGG: Thank you Mr. President. I rise in opposition to this amendment. When I first came up here in the early nineties, a saying stuck in my mind because it seemed to be said over and over again, "I won't tax you, I won't tax me, I will tax the guy behind the tree." Who is it that we've put behind the tree? It is politically incorrect to smoke, so we shove them further and further, so people literally hide some place so nobody sees them smoke, but don't worry, we can find them and we can tax them. A modest increase in cigarettes. The majority of smokers in the state of New Hampshire, are the lowest 25 percent of the populations wage earners. They are the ones who can least afford another tax increase. You ought to take that into consideration. I don't see anyone saying let's tax something that rich people do, and that is all of us in here. What is at stake? The Governor has stated over and over again, that he will veto a budget with a cigarette tax in it. The House has already rejected a cigarette tax, so what do we lose? We run the risk of losing the gains that we made in adult day care, the DD waitlist, and the increases that we have for Medicaid. How far do we want to push this? We just heard that we could spend another \$500 million if somebody wanted to give it to us. So are you saying that because we spent the \$80 million and we are going to be in dire straits next year, that we should have cut the budget and saved the \$80 million for a future time? I think that we did the right thing. We spent the money that we had. Just like you do every year when you sit down at your kitchen table and you figure out your finances, this is how much money that we have coming in and this is how we plan on spending it. We can't continue to increase taxes on people just because we want to spend more money. Thank you Mr. President.

SENATOR JOHNSON: Thank you Mr. President. Senator Clegg, do you think that we should remind this body that that group of people who are now paying the tax, are now paying 52 cents a pack tax on cigarettes?

SENATOR CLEGG: I think that we should. I would also like to point out that they're the ones that also pay the money into the settlement, which we get \$40 million from. That is not coming from tobacco products.

SENATOR JOHNSON: Thank you.

SENATOR CLEGG: Thank you.

SENATOR BELOW: Would you believe that I believe that in fact, that the fairest taxes are broad based taxes? I am not afraid to talk about broad based taxes?

SENATOR CLEGG: I believe that you are not afraid to talk about any tax.

SENATOR BELOW: I had a further question, but...

SENATOR CLEGG: Is it about pizza?

SENATOR SAPARETO: Thank you Mr. President. Senator Below, why wasn't another revenue source looked at for examples? In the Ways and Means Committee last year, we heard two days of testimony about the Legacy and Succession Tax, therefore, estates in excess of \$1 million of which not one person that testified it would have affected them. In fact, there seems to be about \$12 or \$13 million there that the legislature seemed to throw out from people who didn't care about paying the tax. Why wasn't an alternative revenue source such as that brought up and then looked at?

SENATOR BELOW: Well good question. This amendment does not have any particular revenue source attached to it because it wouldn't go onto HB 1. If this amendment is adopted, we would have to put it onto something else. I certainly think that idea merits discussion as well. I think that the reason that it wasn't brought up was because a majority of the committee felt that we had gotten to the point where we were close in terms of what was a responsible budget with the \$83 million that we got in federal funds and just didn't want to push their luck. I certainly would be willing to have that discussion however.

SENATOR PRESCOTT: Senator Below, if this bill is passed, are you then proposing gambling as a proper revenue source for this?

SENATOR BELOW: No, if this amendment passes, I would propose an approximate 13 cent increase per pack in the tobacco tax. That is specifically what I'd propose.

SENATOR PRESCOTT: And yet you say...

SENATOR BELOW: I'd be willing to discuss with the majority who votes for it, other options.

SENATOR PRESCOTT: You would be in favor of gambling?

SENATOR BELOW: No, I am not personally in favor of gambling, expanded gambling.

SENATOR PRESCOTT: Thank you very much.

Question is on the adoption of the floor amendment.

A roll call was requested by Senator Estabrook.

Seconded by Senator Cohen.

The following Senators voted Yes: Below, Foster, Larsen, Estabrook, Cohen.

The following Senators voted No: Gallus, Johnson, Kenney, Boyce, Green, Flanders, Odell, Roberge, Peterson, O'Hearn, Clegg, Gatsas, Barnes, Martel, Sapareto, D'Allesandro, Morse, Prescott.

Yeas: 5 - Nays: 18

Floor amendment failed.

Senator Foster offered a floor amendment.

Sen. Below, Dist. 5
 Sen. Foster, Dist. 13
 Sen. Larsen, Dist. 15
 Sen. Estabrook, Dist. 21
 Sen. Cohen, Dist. 24

June 4, 2003
2003-2002s
03/01

Floor Amendment to HB 1-A

Amend section 1 of the bill by making the following specified changes, and by changing subtotals and totals as hereinafter specified to reflect the specified changes.

02 ADMIN OF JUSTICE & PUBLIC PRTN

15 DEPARTMENT OF SAFETY

04 DIVISION OF STATE POLICE

03 TRAFFIC BUREAU

Strike out

**10 PERSONAL SERVICES –
 PERMANENT**

11,949,954 12,231,933

Insert in place thereof

**10 PERSONAL SERVICES –
 PERMANENT**

12,153,133 12,645,911

Strike out

60 BENEFITS

4,800,183 4,906,148

Insert in place thereof

60 BENEFITS

4,875,359 5,059,320

TOTAL

20,322,665 21,003,817

**ESTIMATED SOURCE OF FUNDS
 FOR TRAFFIC BUREAU**

Strike out

**01 TRANSFERS FROM OTHER
 AGENCIES I**

3,808,424 3,882,968

Insert in place thereof

**01 TRANSFERS FROM OTHER
 AGENCIES I**

3,861,311 3,990,726

Strike out

**02 TRS FROM DEPT
 TRANSPORTATION**

16,235,886 16,553,699

Insert in place thereof

**02 TRS FROM DEPT
 TRANSPORTATION**

16,461,354 17,013,091

TOTAL

20,322,665 21,003,817

**02 ADMIN OF JUSTICE &
 PUBLIC PRTN**

15 DEPARTMENT OF SAFETY

04 DIVISION OF STATE POLICE

06 DWI ENFORCEMENT UNIT

Strike out

**10 PERSONAL SERVICES –
 PERMANENT**

187,330 192,176

Insert in place thereof

**10 PERSONAL SERVICES –
 PERMANENT**

213,875 246,348

Strike out		
60 BENEFITS	69,312	71,105
Insert in place thereof		
60 BENEFITS	79,134	91,149
TOTAL	355,928	400,416
ESTIMATED SOURCE OF FUNDS FOR DWI ENFORCEMENT UNIT		
Strike out		
02 TRS FROM DEPT TRANSPORTATION	319,561	326,200
Insert in place thereof		
02 TRS FROM DEPT TRANSPORTATION	355,928	400,416
TOTAL	355,928	400,416
02 ADMIN OF JUSTICE & PUBLIC PRTN 15 DEPARTMENT OF SAFETY 04 DIVISION OF STATE POLICE 07 STATE POLICE INTERSTATE		
Strike out		
10 PERSONAL SERVICES - PERMANENT	329,665	335,796
Insert in place thereof		
10 PERSONAL SERVICES - PERMANENT	353,676	384,763
Strike out		
60 BENEFITS	121,976	124,245
Insert in place thereof		
60 BENEFITS	130,860	142,362
TOTAL	573,907	616,496
ESTIMATED SOURCE OF FUNDS FOR STATE POLICE INTERSTATE		
Strike out		
02 TRS FROM DEPT TRANSPORTATION	541,012	549,412
Insert in place thereof		
02 TRS FROM DEPT TRANSPORTATION	573,907	616,496
TOTAL	573,907	616,496
02 ADMIN OF JUSTICE & PUBLIC PRTN 15 DEPARTMENT OF SAFETY 04 DIVISION OF STATE POLICE 13 BUREAU OF ENFORCEMENT		
Strike out		
10 PERSONAL SERVICES - PERMANENT	1,714,320	1,762,025
Insert in place thereof		
10 PERSONAL SERVICES - PERMANENT	1,714,320	1,973,645
Strike out		
60 BENEFITS	699,288	716,939
Insert in place thereof		
60 BENEFITS	699,288	795,239
TOTAL	2,901,885	3,226,329

ESTIMATED SOURCE OF FUNDS FOR
BUREAU OF ENFORCEMENT

Strike out

02 TRS FROM DEPT TRANSPORTATION	2,901,885	2,936,409
Insert in place thereof 02 TRS FROM DEPT TRANSPORTATION	2,901,885	3,226,329
TOTAL	2,901,885	3,226,329

SENATOR FOSTER: Thank you Mr. President. I rise to offer a floor amendment. First before I begin my remarks, I also wanted to compliment the Finance Committee with all of their hard work. I do think the budget that we have here before us is far superior to what came over. Being a freshman in this body, I had not seen the Finance Committee process work, and I did sit in on some of your deliberations and was extremely impressed with the hard work that everybody put forward, and the detail that was done, and the tremendous thought that went into a lot of the decisions that I saw made when I was there. Some of us, and I am speaking to my amendment. Some of us disagree on what government should do. I think that is what often divides the parties. The scope of the involvement that the government ought to have in our lives and the services that they ought to provide and etceteras, are something that I think some of us disagree in, but there are some things that I think we all agree that government ought to do. Educate our kids, build bridges and roads, provide infrastructure, and also provide for our public safety. Since 9/11 all of us feel somewhat less secure. We hope that a tragedy like what occurred in New York City and Washington, D.C. never occurs again, but we all know that it could. The state, since 9/11 has been providing through the troopers and through other sources, additional patrols and safety. Down in my district where I live, the Federal FAA Center sits. For a long time, I would come home after deliberations here or from work and pass a trooper sitting out on the Everett Turnpike. I couldn't quite figure out why they were there almost 24 hours a day. Finally it occurred to me that we are in Orange alert, heightened alert and they were out there near the FAA Center watching it because if that facility were attacked, it could really disrupt aviation traffic. In the last heightened alert that we had, I want to say about a month ago, there was no trooper there. I don't know whether they decided it was no longer necessary or perhaps funds had run out for overtime or that they just didn't have sufficient personnel to provide that 24 hour service. What this amendment does is restore the number of troopers back to the number of 18 that were vacant at the time in December. The budget that we passed...the amendment that we passed, does restore nine of the 18, but I really believe that we ought to put the full number back. It is one of the most important things that government does is to provide for our safety. I have heard, when I have asked about it, why they haven't been replaced? Some people felt that perhaps they dragged their feet in not filling those positions, where trying to utilize the funds in the budget for other purposes. I don't know whether that is true or untrue. Ultimately, I don't care. I think the real question is do we need those number of troopers? I say yes. If anything, we ought to be more careful about the numbers of troopers. We ought to mandate that they hire those folks. I think that it is important to us. I think that we would all regret it if some disaster happened and we didn't have enough folks on duty and around to serve the security needs of the state. Thank you.

SENATOR BOYCE: Thank you Mr. President. I just rise to note that in the Finance Committee on our deliberations on the budget, we asked Deputy Commissioner Stephen, about those eliminated positions. The twenty-eight positions that were eliminated. Now I want to point out to everybody that when we were talking about eliminating positions, that doesn't necessarily mean that there was anybody in those positions. The positions that were eliminated in the Governors and in the House budgets and even in the ones that are still eliminated in our budget, were not filled positions. There was no trooper sitting in a car, being paid, on those positions. When we asked Assistant Commissioner Stephen about those positions, how many of those had been...had any of those been vacant for a year or more? He said "yes." We asked him had any been open for two years or more? He said "yes." And I am not sure how far we went down the list, but the answer never came out no. These are positions that had been open and not filled. It seems ridiculous to me that we would continue to keep perpetually open positions. If the positions are needed there should be a trooper in them. There have been no troopers in these positions for years, so it is my belief, that these additional troopers are not needed. We put back the ones that Assistant Commissioner Stephens really said were vital. I think that is enough.

SENATOR FOSTER: Senator Boyce, if you know and I realize that this is a significant detail, but my understanding is that the budget does increase the number of highway patrol personnel, by I think, approximately 20 positions. While not restoring the troopers and while there is some overlap in those jobs that troopers work, as I understand it, longer hours, not longer hours in total, but different hours and they provide much broader services. Am I correct that there are additional positions there for highway patrol?

SENATOR BOYCE: It is true that there have been some adjustments in the Department of Safety's allocation of their manpower. I still have a very imprecise understanding of exactly what makes a patrol car with a person with police power in it, who may have a green on top and brown on the bottom, as opposed to brown on the top and green on the bottom, they both have the power to arrest. They both have the power to patrol. They both are uniformed police officers and employees of the state, and if the Department of Safety believes that the best use of the personnel was to have brown on top instead of brown on the bottom, that is their decision and I am not going to second guess them.

SENATOR FOSTER: Thank you Senator.

SENATOR BELOW: There has been some confusion about the number and I would just like to clarify that. The budget as it came in had actually abolished 38, formally vacant, uniformed state police trooper positions. Thirty-eight. You can still see 29 of those positions on page 522 of the amendment that we just adopted to the bill on lines 11-15. There is actually 30 positions but one of them is not a trooper, one of them is a communications specialist, and the two on line 11 are detectives. So when you take those two detectives out, there is 27...I am sorry, I have stepped it up a number. There would be 18 remaining vacant positions on this page, excluding the two detectives. It is this amendment that would restore those 18 abolished, vacant positions. I think that it is important to note that whatever authorized level that we have, there is always going to be some vacancies. If we ratchet down the authorized levels, new positions will be vacant, because it does take time to fill these po-

sitions. We are going to end up with a lower overall, active force. Certainly what I think we have with the state troopers is that they're very extended, and they get even more extended when we go to heightened levels of security alert. We pay a lot of overtime because we are short on the basic manpower level. If, for some reason these positions are not filled, it is all highway and turnpike funds, mostly highway, the money will lapse back to the highway and turnpike funds. I would suggest that it would be prudent and wise to authorize these positions so as the need is clarified there is the opportunity to fill them. I do think that we need these positions. Thank you.

SENATOR D'ALLESANDRO: Thank you Mr. President. I rise to speak against the amendment. I applaud Senator Foster because I think that he is on the right track. I appreciate good thought and good rationale. But let me bring forward some thought and rationale to solve the situation. We, in the budget, not only restored nine troopers, but we restored overtime and holiday pay, which I think is a step...a giant step forward and I applaud Senator Clegg for putting that together. But let me say this, we have had vacancies for almost a year. What we said in the budget is you fill these nine vacancies. You fill them within a period of time. If indeed you need more, you come back to the Fiscal Committee because the Fiscal Committee has the authority to create new positions and you will get more positions. If you want nine more, come back and ask for nine more. But don't ask for troopers when you can't fill the vacancies that we have authorized. That, in my opinion, is the problem. This legislature has said to Safety and to the State Police, you fill those positions for all of the reasons that you have advocated. We need them. Fill them. If we create them and they lie vacant for a year, what have we done? We haven't done anything, so we have said, fill the nine. If you need more, come back. We know where the money comes from. It comes from the Highway Fund and it comes from the Turnpike Fund. There are ample funds there. We just put \$2 million back in that fund. So there is a way to do this and a way to do this properly. There is a way to say, as we have said to the management authority, you need those jobs, fill them, and if you fill them and you need more, we will give them to you, but you show us that you can do the job. Thank you Mr. President.

SENATOR GREEN: Thank you Mr. President. There was never any request for 20 troopers. Senator Foster, I think that there was a lot of people involved and they weren't all troopers. There were border patrol inspectors, there were other people that were involved, so the actual amount that is in here is a nine. The amount that started out being requested was 18. So just remember, this is not...there was never an issue about 20 state troopers.

SENATOR BELOW: Thank you Mr. President. I had my two and three mixed up. The total number that I meant to say, as the budget came to us that would abolish state police trooper positions was a total of 29, two of which were detectives, that leaves 27, nine of those 27 will be restored. This bill would restore the other remaining 18. Thank you.

Question is on the adoption of the floor amendment.

A roll call was requested by Senator Below.

Seconded by Senator Larsen.

The following Senators voted Yes: Below, Foster, Larsen, Estabrook, Cohen.

The following Senators voted No: Gallus, Johnson, Kenney, Boyce, Green, Flanders, Odell, Roberge, Peterson, O'Hearn, Clegg, Gatsas, Barnes, Martel, Sapareto, D'Allesandro, Morse, Prescott.

Yeas: 5 - Nays: 18

Floor amendment failed.

Question is on the adoption of the bill as amended.

Adopted.

SUSPENSION OF THE RULES

Senator Clegg moved that the rules of the Senate be so far suspended and that **HB 1** be by this motion, ordered to third reading in the early session and passed at this time.

A roll call was requested.

The roll call requested was withdrawn.

Adopted by the necessary 2/3 vote.

HB 2-FN-A, relative to state fees, funds, revenues, and expenditures. Finance Committee. Ought to pass with amendment, Vote 8-0. Senator Green for the committee.

Senate Finance

June 3, 2003

2003-1970s

01/03

Amendment to HB 2-FN-A

Amend the bill by replacing all after the enacting clause with the following:

1 Additional Revenues; Department of Health and Human Services. Notwithstanding any provision of the law to the contrary, for the biennium ending June 30, 2005, the fiscal committee of the general court and the governor and council may authorize the commissioner of the department of health and human services to accept and expend additional revenues, in excess of or in addition to the budgeted amounts, from any source, which become available to the department. Such additional revenues shall be available to the department of health and human services to supplement funds in the following programs and services: provider payments, provider rate increases, and any other program or service that requires deficit reduction or for which revenue has been specifically obtained to improve program operations, provided that such improvements do not increase legislatively-approved eligibility levels. The legislature recognizes the importance of emergency medical transportation of Medicaid patients. In establishing priorities for the expenditure of these supplemental funds, the legislature expects the department to give important provider payment consideration to the municipal and private emergency medical services providers.

2 Repeal. The following are repealed:

I. 2001, 158:43, relative to additional revenues for the department of health and human services.

II. 1999, 225:2, relative to additional revenues for the department of health and human services.

3 New Paragraphs; Department of Health and Human Services; Medicaid Pharmacy Benefits Management Program. Amend 2002; 281:9 by inserting after paragraph II the following new paragraphs:

II-a. The commissioner may place a drug on a preferred drug list, provided that the decision to place the drug on a preferred drug list has been ratified in writing by a physician who is board certified in the specialty that most commonly treats the disease or prescribes the relevant therapeutic class of drugs. The physician shall not be employed by, nor have any financial relationship with, any pharmacy benefits management company managing Medicaid prescription benefits, nor be a member of the pharmacy and therapeutics committee established in paragraph III of this section. Such written ratification shall be submitted to the commissioner, members of the pharmacy and therapeutics committee, established in paragraph III of this section, and the legislative oversight committee, established in subparagraph IV (b), and shall be available to the public upon request.

II-b. Notwithstanding the provisions of paragraph II-a, the commissioner shall not limit or exclude coverage for a drug which has been previously approved and prescribed for the treatment of an enrollee's medical condition; provided, that such drug has been determined to be safe and effective for the treatment of such medical condition.

4 Department of Health and Human Services; Medicaid Pharmacy Benefits Management Program Reporting Requirements. 2002, 281:9, IV (a) is repealed and reenacted to read as follows:

IV.(a) The commissioner of health and human services shall report quarterly to the legislative oversight committee established in subparagraph (b) with respect to the Medicaid prescription drug benefits management program, including:

(1) The cost savings to the state realized from the operation of a pharmacy benefits management program. To the extent possible, the savings shall be allocated to each pharmacy benefits management initiative;

(2) The direct costs of a pharmacy benefits management program including costs associated with any pharmacy benefits management contract. To the extent possible, the savings shall be allocated to each pharmacy benefits management initiative;

(3) An analysis of any cost shifting associated with the implementation of each pharmacy benefits management initiative including additional prescriptions, hospital admissions, psychiatric hospital admissions, emergency room visits, long-term care admissions, physician visits, laboratory tests, skilled nursing care, and the underlying data to support such analysis;

(4) A report on the volume of claims paid for preferred versus non-preferred drugs, prior authorizations as a percentage of total claims, average call waiting time, and any issues that the state's pharmacy benefits administrator is required to comply with under the terms of the pharmacy benefits management contract;

(5) A report of the effectiveness of the department of health and human services' pharmacy lock-in program;

(6) An analysis of the impact of the pharmacy benefits management program on patient outcomes and quality of care; and

(7) Recommendations for other opportunities to improve the management of pharmacy services or to expand pharmacy benefits to additional populations.

5 New Paragraph; Department of Health and Human Services; Medicaid Pharmacy Benefits Management Program Reporting Requirements. Amend 2002; 281:9 by inserting after paragraph IV the following new paragraph:

V. The commissioner of the department of health and human services shall conduct an independent audit not less than once per biennium of the premises, operations, and data from any entity providing pharmacy benefits management services to the state. The results of such audit shall be reported to the legislative fiscal committee, established in RSA 14:30-a, and members of the legislative oversight committee, established in subparagraph IV (b), and shall be made available to the public upon request.

6 Governor's Salary Used for Employee Incentive Awards. Notwithstanding any other provision of the law, the governor may elect not to take a salary, and the commissioner of administrative services is authorized to move such appropriation to another class for employee incentives. All applicable taxes shall be deducted from any such appropriation.

7 Nursing Leveraged Scholarship Loan Program; Nurses Stat Program. Amend RSA 188-D:18-a and RSA 188-D:18-b to read as follows:

188-D:18-a Program Established. *The general court recognizes the shortage of nurses in New Hampshire and recognizes the need to address this shortage by providing scholarship assistance to train registered nurses, licensed practical nurses, licensed nursing assistants, and medications nursing assistants to serve in New Hampshire. Further, the general court recognizes the shortage of qualified instructors to teach these nursing programs at the regional community technical institute and colleges. To address this shortage, there is established the nurses stat program, a nursing leveraged scholarship loan program, to be administered by the postsecondary education commission for the benefit of students pursuing approved programs of nursing study. These approved programs of nursing study shall include part-time or full-time programs for registered nurses, licensed practical nurses, licensed nursing assistants, and medication nursing assistants.*

188-D:18-b Rulemaking. The commission shall adopt rules, under RSA 541-A, to carry out the ~~[leveraged scholarship loan]~~ *nurses stat* program, including establishing a reasonable maximum amount of money provided to a recipient under the program and a reasonable frequency of such loans, and setting minimum qualifications of applicants who are not registered nurses.

8 Nurses Stat Program; Use of Funds by Technical Colleges. Amend RSA 188-D:18-c, III to read as follows:

III. *Except as provided in paragraph IV*, educational institutions which are eligible for receipt of money provided to students under this subdivision shall match funds provided by the state in order to receive such money. The total amount of matching funds shall not exceed any amount provided by the state during each fiscal year. Such matching funds shall be provided in addition to any other sums provided by the state.

IV. *State funds appropriated directly to the regional community-technical institute and the regional community-technical colleges for the nurses stat program shall be used solely for the purpose of hiring, training, and retaining teachers for nursing programs. Of the amount appropriated to the regional community-technical colleges, \$250,000 in each fiscal year shall be used to establish and operate a nursing program at the Keene campus of the regional-community technical colleges.*

9 New Paragraphs; Nurses Stat Program; Terms of Repayment for Nursing Assistants. Amend RSA 188-D:18-e by inserting after paragraph II the following new paragraphs:

II-a. Recipients of loans for nursing assistant and medication nursing assistant programs, as those positions are defined by the state board

of nursing, shall have their notes cancelled upon satisfactory completion of one year of full-time nursing service in New Hampshire immediately following certification. Repayment by service shall be completed within three years from the date of certification.

II-b. Certified nursing assistants and medication nursing assistants shall be eligible to apply for a loan under the nurses stat program to advance their qualifications to become a licensed practical nurse or registered nurse.

10 Nurses Stat Program; Terms of Repayment; Reference to Nursing Assistants Added. Amend the introductory paragraph of RSA 188-D:18-e, III to read as follows:

III. If the note is not cancelled because of service as a nurse, ***licensed nursing assistant, or medication nursing assistant***, the recipient shall repay the loan within 2 years:

11 Rehiring of Laid Off State Employees.

I. For purposes of this section, "laid off" means any person who receives written notice of the state's intent to lay him or her off or who has been laid off between January 1, 2003 and July 1, 2005, as a result of reorganization or downsizing of state government.

II. It is the intent of the general court that any position which becomes available in a department or establishment, as defined in RSA 9:1, shall be filled, if possible, by a state employee laid off, as defined in paragraph I, if such person is not currently employed by the state of New Hampshire and if he or she meets the minimum qualifications for the position.

III. Within 10 days of the effective date of this section, the head of each department or agency shall submit to the director of the division of personnel a list by name and classification of individuals laid off from January 1, 2003 as of the effective date of this section. Any additional layoffs or reductions shall be reported to the director of personnel as they occur.

IV. Any full-time state employee who was laid off as defined in this section, who before the layoff was receiving state-paid medical benefits under the provisions of RSA 21-I:26-36, who is not eligible to retire and receive post-retirement medical benefits under the provisions of RSA 21-I:26-36 or RSA 100-A:52-55, and who is not eligible for employer-paid medical or health care coverage under the plan of any other employer, or as the spouse of a person covered under the plan of any other employer, or under the state plan as the spouse of a state employee, shall continue to receive such state-paid benefits, as if continuing in active employment, for a period not to exceed six months after the date of termination of state employment. For the first three months of this six-month period, the state shall pay the full costs of continuing medical and health care coverage. For the latter three months of the six-month period, the state shall pay half the cost and the laid-off state employee shall pay half the cost of continuing medical and health care coverage. This six-month period shall be included in the calculation of the entitlements required under the Consolidated Omnibus Budget Reconciliation Act of 1986 and any amendments thereto.

12 Office of State Planning; Name Change; Office of State Planning and Energy Programs. Amend the chapter heading of RSA 4-C to read as follows:

CHAPTER 4-C

OFFICE OF STATE PLANNING AND ENERGY PROGRAMS

13 Reference Changes; Office of State Planning Renamed Office of State Planning and Energy Programs. Amend the following RSA provisions by

replacing "office of state planning" with "office of state planning and energy programs": RSA 4-C:2; 4-C:3; 4-C:4; 4-C:5; 4-C:6; 4-C:6-a; 4-C:7; 4-C:9; 4-C:9-a; 4-C:10; 4-C:19; 9-A:2; 9-A:4; 12-G:13; 12-K:2, V; 12-K:3; 12-K:6; 12-K:8; 12-K:9; 17-M:2; 21-O:5-a; 21-O:7; 36:45; 36:46; 36:47; 36-B:1; 78-A:25; 78-A:26; 125-G:2, VII; 125-G:3; 125-G:5; 125-G:16; 126-A:4; 147-B:4; 162-C:1; 162-H:3; 204-C:8; 227-G:2, XII; 227-M:4; 216-A:3-c; 216-F:5; 217-A:3; 227-C:4; 227-E:3; 227-E:6; 233-A:2; 235:23; 238:20; 238:23; 261:153; 270:65; 270:67; 270:68; 270:71; 374:22-j; 384-B:1; 432:19; 483:8; 483:10; 483:10-a; 483-A:6; 483-A:7; 483-B:4; 483-B:5; 483-B:12; 483-B:16; 483-B:19; 485-A:4; 485-C:3; 673:3-a; 674:3; 675:9.

14 Office of State Planning and Energy Programs; General Duties and Responsibilities. Amend RSA 4-C:1 to read as follows:

4-C:1 Establishment; General Duties and Responsibilities.

I. There is established the office of state planning *and energy programs* within the office of the governor. The office of state planning *and energy programs* shall be under the supervision and direction of the governor or [his] *the governor's* designee. The governor's designee shall be known as the director of the office of state planning *and energy programs*.

II. The office of state planning *and energy programs* shall:

(a) Plan for the orderly development of the state and the wise management of the state's resources.

(b) Compile, analyze, and disseminate data, information, and research services as necessary to advance the welfare of the state.

(c) Encourage and assist planning, growth management, and development activities of cities and towns and groups of cities and towns with the purpose of encouraging smart growth.

(d) Encourage the coordination and correlation of state planning by agencies of state government.

(e) Participate in interstate, regional, and national planning efforts.

(f) Administer federal and state grant-in-aid programs assigned to the office by statute or executive order.

(g) ~~When requested by one or more towns under RSA 261:153, V, study the adequacy of the additional fee collected to pay fees for the collection and disposal of motor vehicle wastes. If the office deems it necessary, it shall submit proposed legislation to increase such fees to the speaker of the house, the president of the senate, and the governor.~~

~~(h) Maintain a current list of contractors and facilities approved by the office for the collection and disposal of motor vehicle waste, for distribution to towns.~~

~~(i) Participate and advise in matters of land use planning regarding lakes and rivers management programs.~~

~~(j) (h) Take a leadership role in encouraging smart growth and preserving farmland, open space land, and traditional village centers.~~

(i) Administer the following programs: the coastal zone management program, the New Hampshire estuaries project, the saltmarsh restorability program, the southeast New Hampshire groundwater sustainability program, the statewide comprehensive outdoor recreation plan, the national flood insurance program, the land conservation investment program, the scenic and cultural byways system, fuel assistance contracts and weatherization contracts. The office shall employ necessary personnel to administer these programs.

~~(k)~~ (j) Perform such other duties as the governor may assign.

15 Office of State Planning; Responsibilities for Assistance; Reference Change from Office of State Planning to Office of State Planning and Energy Programs. Amend RSA 4-C:8 to read as follows:

4-C:8 Responsibilities for Assistance. The office of state planning *and energy programs* shall:

I. Provide technical assistance and, within the limits of biennial legislative appropriations, financial grants to regional planning commissions established under RSA 36:45-36:53 in support of:

(a) Planning assistance to local units of government.

(b) Preparation of regional plans.

(c) Contributions to and coordination with [~~state-wide~~] *statewide* planning and management activities, including the formulation and updating of the comprehensive state development plan prepared pursuant to RSA 4-C:2.

II. As requested and in cooperation with regional planning commissions, provide technical assistance and information in support of the planning and growth management efforts of local units of government, including training requested under RSA 673:3-a. The office shall encourage municipalities to first seek assistance from established regional planning commissions.

III. Provide computer interface capability among and between each regional planning commission, the office of state planning *and energy programs*, and state data collection and storage sources. The computer interface capability shall be used by regional planning commissions to respond to municipal requests for assistance in the preparation and amending of master plans and in the evaluation of municipal infrastructure needs. The computer interface capability shall also be used by regional planning commissions to develop and update regional master plans, as provided in RSA 36:47. The computer equipment used for the purposes of this paragraph shall be compatible and able to interface with the office of state [~~planning's~~] *planning and energy program's* geographic information system, as well as with other similar state computerized data collection and storage sources.

IV. Provide technical assistance and information to municipalities with the cooperation of other state and regional planning agencies in the following areas:

(a) Use and application of geographic data available in the state's geographic information system (GIS) for local planning and growth management purposes.

(b) Recommending standard procedures for the establishment of accurate, large-scale base mapping to support municipal administrative functions such as tax assessment, public facility management and engineering.

16 Environmental Services Revolving Fund Lapse. The commissioner of the department of environmental services is hereby directed to lapse to the general fund the total sum of \$221,000 from the lab equipment revolving fund, 010-044-1410-003 on June 30, 2003.

17 New Subdivision; Community Development Finance Authority; Community Development Block Grant Program. Amend RSA 162-L by inserting after section 10 the following new subdivision:

Community Development Block Grant Program

162-L:11 Definitions. In this subdivision:

I. "Authority" means the community development finance authority established by RSA 162-L:2.

II. "Chief executive officer" means the chief executive of the municipality, whether the official designation is mayor, city manager, chairman of the board of selectmen, or otherwise.

III. "Committee" means the community development advisory committee.

IV. "Entitlement municipality" means a municipality entitled to receive funds directly from the United States Department of Housing and Urban Development under Title I, section 106(b) of the federal act.

V. "Federal act" means Title I of the Housing and Community Act of 1974, as amended, 42 U.S.C. section 5301 et seq.

VI. "Governing body" means, in the case of a city, the city council or the board of aldermen or, in the case of a town, the board of selectmen or the town council.

VII. "Grantee" means a municipality that receives a grant under the provisions of this subdivision.

VIII. "Municipality" means a city or a town. It also means a "non-entitlement area" as defined in Title I, section 102(a)(7) of the federal act.

162-L:12 Program Goals. In allocating funds under the community development block grant program, the authority shall give priority to activities that:

I. Benefit low and moderate income households.

II. Aid in the prevention or elimination of slum or blight.

III. Aid in the prevention or elimination of conditions which pose a serious or immediate threat to the health and welfare of the community where no other financial resources exist to meet such needs.

162-L:13 Eligible Activities. A wide range of community development activities shall be eligible for funding. These may include, but are not limited to:

I. The acquisition, rehabilitation, or expansion of housing.

II. The creation, expansion, or retention of employment through the stimulation of private investment and community revitalization.

III. The installation, rehabilitation, or replacement of public facilities.

IV. Activities that test the feasibility of innovative approaches to community development.

V. Activities that provide timely responses to unpredictable circumstances or special development opportunities.

162-L:14 Grant of Powers to Municipalities.

I. All municipalities not designated as entitlement municipalities under the federal act are authorized to apply with the authority for funds and are granted such additional authority and power, essential and incidental, as may be necessary for the administration of this program.

II. Prior to filing an application under this subdivision, a municipality shall:

(a) Through action by the governing body adopt or pass an official act or resolution authorizing the filing of the application and directing the chief executive officer or designee to act in connection with the application and to provide such information as may be required.

(b) Hold at least one public hearing to obtain the views of citizens on community development, to furnish the citizens with information concerning the amount of funds available and the range of community development activities that may be undertaken under this subdivision and to give affected citizens an opportunity to examine a proposed statement to the projected use of such funds to be applied for. A notice of the hearing shall specify the grounds for the hearing as well as the date, time, and place. This notice of the hearing shall be published in a newspaper of

general circulation in the municipality, and a legal notice shall also be posted in at least 3 public places within such municipality at least 10 days prior to the hearing. The 10 days shall not include the day of publication or the day of posting, whichever is later, nor the day of the hearing, but shall include any Saturdays, Sundays, and legal holidays within the period. This hearing shall be held before the municipality's governing body takes any final action regarding the filing of the application.

III. The chief executive officer shall certify that the municipality will comply with the provisions of this subdivision and with other applicable federal and state laws and rules as may be determined by the authority and the federal government.

162-L:15 The New Hampshire Community Development Advisory Committee.

I. There is established the community development advisory committee which shall be provided staff and administrative assistance by the authority.

II. The committee shall consist of nine voting members as follows:

(a) The director of the division of economic development, department of resources and economic development, or designee, who shall serve as chairperson of the committee.

(b) The director of the office of state planning and program management, or designee.

(c) The executive director of the New Hampshire housing finance authority, or designee.

(d) The chairperson of the board of directors of the community development finance authority, or designee.

(e) Six public members, at least three of whom shall be municipal officials, who shall be appointed by and serve at the pleasure of the governor.

III. The six public members shall be paid their actual expenses incurred in performing their duties under this subdivision and shall be paid mileage at the same rate as state employees.

IV. A majority of the members of the committee shall constitute a quorum.

V. No person who receives a significant portion of his or her income directly or indirectly from the community development activities governed by this subdivision shall be a member of the committee.

VI. The committee shall advise the authority in the development of rules for administering this subdivision and developing criteria for the allocation of funds provided under the federal act.

162-L:16 Powers and Duties of the Authority.

I. The authority shall be responsible for the former functions, duties, and responsibilities of the office of state planning relative to administration of the community development block grant program and shall, with the consent of the committee and with the approval of the governor:

(a) Adopt rules, pursuant to RSA 541-A, relative to:

(1) The application process.

(2) Criteria and procedures for evaluating applications submitted by eligible municipalities.

(3) Procedures for the administration of program activities and funds by grantees.

(4) Procedures for monitoring grantees and for hearings.

(b) Make final awards of grants and enter into contractual relationships with grantees for administering funds.

II. The authority shall provide advice and assistance to municipalities in dealing with community development concerns and problems.

III. The authority is authorized to accept federal funds to administer the small cities community development block grant program in accordance with the provisions of this subdivision.

162-L:17 Procedures for Administration.

I. All funds allocated to the state under the federal act, except for an amount not exceeding the maximum allowable under the federal act available to the state for administrative costs, shall be allocated to eligible municipalities.

II. All municipalities shall be eligible to apply for and receive funds under this subdivision except for entitlement municipalities.

III. The allocation system shall be competitive and shall provide the opportunity for any eligible municipality to compete for funding for community development projects.

IV. The authority shall solicit applications from eligible municipalities. Any eligible municipality desiring to receive funds under this subdivision shall complete and submit an application in accordance with the rules adopted under RSA 162-L:16.

V. The authority shall evaluate the relative merits of the applications based on the rules, criteria, and procedures adopted under RSA 162-L:16.

162-L:18 Remedies for Noncompliance.

I. If the authority finds, after reasonable notice and opportunity for hearing, that a grantee under this subdivision has failed to comply substantially with the provisions of this subdivision, the rules adopted under this subdivision, or applicable provisions of federal law, the authority may:

(a) Terminate payments to the grantee under this subdivision; or

(b) Limit the availability of payments under this subdivision under such conditions the authority may establish.

II. In lieu of, or in addition to, any action authorized in paragraph I, the authority may refer the matter to the attorney general of the state of New Hampshire with a recommendation that an appropriate civil action be instituted.

162-L:19 Status of State Employees. Classified employees of the office of state planning responsible for administration of the community development block grant program shall be transferred to the community development finance authority. Any person employed in such a position at the time of the transfer, or at any time subsequent thereto, shall be deemed a classified employee of the authority. All classified employees of the authority shall be classified employees of the state of New Hampshire within the meaning of RSA 21-I:49 and shall be subject to all requirements, and be entitled to all benefits and emoluments, of the state personnel system.

18 Transfer of the Community Development Block Grant Program from the Office of State Planning to the Community Development Finance Authority.

I. All of the functions, powers, duties, and responsibilities of the office of state planning relative to administration of the community development block grant program are hereby transferred to the community development finance authority. The transfer provided for in this section shall include all of the personnel, books, papers, records, equipment, unexpended appropriations, or other available funds, property, or obligations of any kind of the office of state planning for administration of the community development block grant program.

II. All existing effective rules adopted by the office of state planning under the former RSA 4-C:16 relative to the community development

block grant program shall continue in full force and effect until such rules, in accordance with RSA 541-A, expire, or are amended or repealed by the community development finance authority pursuant to RSA 162-L:16.

19 Repeal. RSA 4-C:11-18, relative to the community block grant program, are repealed.

20 Supreme Court Costs; Entry Fees. Amend RSA 490:24 to read as follows:

490:24 Entry Fees.

I. For the benefit of the general fund of the state, there shall be paid to the clerk for the entry of every reserved case, bill of exceptions, petition, appeal, or other action, for the filing of every motion or other document supplementary to the entered case, and for any service rendered by the clerk, such fees as shall from time to time be established by the court.

II. The sum of \$20 shall be added to each case entry fee and fee for a motion to bring forward collected in the supreme, superior, district, family, and probate courts, and these sums shall be deposited in the general fund.

21 Autopsy Expenses. RSA 611:17 is repealed and reenacted to read as follows:

611:17 Autopsy Expenses. Autopsy expenses shall be morgue costs, microscopic processes, toxicology, transport, and x-ray costs. All claims for autopsy expenses shall be submitted to the office of the chief medical examiner, which shall authorize such claims and submit them for payment as follows:

I. For autopsies ordered by the county attorney, such claims shall be approved by the county attorney and submitted for payment to the county treasurer.

II. For autopsies ordered by the attorney general or the chief medical examiner, such claims shall be submitted for payment to the state treasurer, chargeable to the account of the chief medical examiner's office.

III. For autopsies made at the request of the commissioner of the department of health and human services and conducted in the presence of the medical examiner or designee, such claims shall be submitted for payment to the department of health and human services.

22 Repeal. The following are repealed:

I. RSA 611:7-a, relative to payment of autopsy costs by the department of health and human services.

II. RSA 611-A:9, relative to county liability for expenses of autopsies.

23 Department of State; Office Fees; Fees for Apostilles, For Certificates for Notaries and Justices of the Peace, and For Expedited Service Added. Amend RSA 5:10 to read as follows:

5:10 Office Fees. Except as otherwise provided, the following fees shall be paid to the secretary of state for the use of the state: For every commission issued to a justice of the peace or to a notary public, \$50; for every certificate pertaining to the existence of a corporation, trade name, or other business entity, or writ served on the same, \$5; for every such certificate in long form, \$10; ***for every apostille provided under the Hague Convention of 1961 and for every certificate for a notary public or justice of the peace, \$10;*** for every other certificate under seal of the state, \$5; for engrossing private acts, \$1 for each page of 240 words; ***for expedited service of every 10 documents or any part thereof, \$25.***

24 Solemnization of Marriage; Increase in Fee for Special Commission to Perform Marriage. Amend RSA 457:32 to read as follows:

457:32 Special Commission. The secretary of state may issue a special license to an ordained or non-ordained minister residing out of the state,

or to an individual residing out of state who is authorized or licensed by law to perform marriages in such individual's state of residence, authorizing him or her in a special case to marry a couple within the state. In the case of an individual residing out of state who is authorized or licensed by law to perform marriages in such individual's state of residence, the secretary of state may require the submission of a copy of a valid commission or other indicia of authority to marry in the individual's state of residence as proof of existence of that authority. The names and residences of the couple proposed to be married in such special case shall be stated in the license, and no power shall be conferred to marry any other parties than those named therein. The fee for such license shall be ~~[\$5]~~ **\$25**. The secretary of state shall keep a permanent record of all such special licenses, which record shall contain the names and residences of the couple to be married and the name and residence of the minister to whom the license is issued.

25 Transfer of Funds from Secretary of State to Election Fund. Notwithstanding any other provision of law, for the biennium ending June 30, 2005, the first \$75,000 collected in each fiscal year by the secretary of state pursuant to RSA 5:10 shall be deposited into the election fund established in RSA 5:6-d.

26 Transfer of Funds from Secretary of State to Election Fund. Notwithstanding any other provision of law, for the biennium ending June 30, 2005, the first \$10,000 collected in each fiscal year by the secretary of state pursuant to RSA 457:32 shall be deposited into the election fund established in RSA 5:6-d.

27 Investor Education Fund Credited to General Fund. Notwithstanding RSA 421-B:21, II-c and RSA 421-B:26, IV, funds in the investor education fund in excess of \$653,500 at the end of the fiscal year ending June 30, 2004 shall be credited to the general fund.

28 Contingency. If HB 577-FN-A-LOCAL of the 2003 regular session becomes law, then sections 25 and 26 of this act shall take effect July 1, 2003. If HB 557-FN-A-LOCAL of the 2003 regular session does not become law, then sections 25 and 26 of this act shall not take effect.

29 Special Education; Catastrophic Aid; Lapse to General Fund. Notwithstanding RSA 186-C:18, \$2,000,000 of unexpended funds appropriated under RSA 186-C:18 for the biennium ending June 30, 2003, shall lapse to the general fund on June 30, 2003.

30 Department of Administrative Services; Purchases; Exemption for Regional Community-Technical Colleges. Amend RSA 21-I:18, I-a to read as follows:

I-a. The New Hampshire regional community-technical colleges shall not be required to make purchases through the director of plant and property management *or utilize the services of the bureau of graphic services* unless it so chooses. The regional community-technical colleges shall make purchases under competitive bidding requirements except when waived by the commissioner of the regional community-technical colleges, or a designated agent, upon written justification.

31 Transfers Among Accounts; Department of Health and Human Services. Notwithstanding the provisions of RSA 9:17-a or any other provision of law to the contrary and subject to the approval of the fiscal committee of the general court and governor and council, for the biennium ending June 30, 2005 the commissioner of the department of health and human services is hereby authorized to transfer funds within and among all PAUs within the department, as the commissioner deems necessary

and appropriate to address present or projected budget deficits, or to respond to changes in federal laws, regulations, or programs, and otherwise as necessary for the efficient management of the department.

32 Health Insurance Portability and Accountability Act; Nonlapsing Funds; Department of Health and Human Services. Notwithstanding any provision of law to the contrary, the appropriations made by 2001, 130 or subsequently accepted and allocated to 05, 01, 03, 01, office of information systems management systems, class 031, computer enhancement-HIPAA, shall not lapse until June 30, 2005.

33 Longevity Payment Authorized; Department of Health and Human Services. Notwithstanding any provision of law to the contrary, a longevity payment is hereby authorized in the amount of \$4,400 for position 9U392, executive assistant to the commissioner for years 1988 through 2001. Funding for the longevity payment shall be from appropriations made to the department of health and human services in the 2004-2005 operating budget (HB 1-A) for positions that are not filled.

34 Recognizing Out-of-State Registration of Radiation Machines. Amend RSA 125-F:7 to read as follows:

125-F:7 Licensing and Registration of Sources of Radiation.

I. When adopting rules under RSA 541-A, the department, through its program, shall provide for general or specific licensing of naturally occurring, artificially produced, byproduct, source, and special nuclear materials or devices or equipment utilizing such material. The rules shall provide for amendment, suspension, and revocation of licenses.

II. The department, through its program, may require registration of other sources of radiation.

III. The department, through its program, is authorized to exempt certain sources of radiation or kinds of uses or users from the licensing or registration requirements of this section, provided they shall be specifically named in a schedule of such exempt uses, users, or sources of radiation within the context of rules adopted under RSA 541-A.

IV. The rules may provide for recognition of other state or federal licenses *and radiation machine registration* as the program may deem desirable, subject to such registration requirements, *including the payment of such fees*, as the department, through its program, may establish.

35 Recognizing Out-of-State Registration of Radiation Machines. Amend RSA 125-F:8 to read as follows:

125-F:8 Radiation User and Laboratory Fees.

I. The department, through its program, shall prescribe and collect such fees as may be established by rule for radiation protection services provided under this chapter. Services for which fees may be established include:

(a) Registration of radiation equipment and other sources of radiation;

(b) Issuance, amendment, and renewal of *general or* specific licenses for radioactive materials *as well as the recognition of other state and federal licenses and radiation machine registrations in accordance with RSA 125-F:7, IV*;

(c) Inspections of registrants or licensees;

(d) Environmental surveillance activities to assess the radiological impact of activities conducted by licensees;

(e) Evaluation of products to be distributed to persons generally licensed or persons exempt from licensing; ~~and~~

(f) Laboratory radiochemical sample analyses~~[-]; and~~

(g) *Radiological response and radiation safety assessments.*

II. When a registrant or licensee fails to pay the applicable fee, the program may suspend or revoke the registration or license or may issue an appropriate order.

III. Except as provided in paragraph IV, all fees collected under this section shall be forwarded to the state treasurer to be deposited in the general fund.

IV. Any increase in fees after the effective date of this paragraph and collected under this section shall be deposited in the radiation user and laboratory fees fund established in RSA 125-F:8-b and shall be used solely for the administration of the department's responsibilities under this chapter.

V. Application fees collected under this provision shall not be refundable.

36 Department of Health and Human Services; Audit of Medicaid Program. The commissioner of the department of health and human services shall, prior to November 1, 2003, conduct an audit of the medicaid health program, including health services and prescription and generic drugs, in order to ascertain compliance with RSA 126-A:3, III. The audit shall be submitted to the fiscal committee of the general court on or before November 1, 2003.

37 New Section; State Employee Health Insurance; Self-Insured Plans. Amend RSA 21-I by inserting after section 21-I:30-c the following new section:

21-I:30-d State Employee Health Insurance; Self-Insured Plan Required. Notwithstanding any provision of law to the contrary, the commissioner of administrative services shall implement a self-insured health plan for all state employees and their families and retired state employees and their spouses, children who receive health insurance coverage through the New Hampshire Healthy Kids Corporation and the university system of New Hampshire.

38 State Employee Health Insurance; Administrative Services Reporting. Beginning July 1, 2003, the commissioner of administrative services shall report to the fiscal committee of the general court every 60 days regarding the implementation of a self-insured health plan for all state employees and their families and retired state employees and their spouses, children who receive health insurance coverage through the New Hampshire Healthy Kids Corporation, and employees of the university system of New Hampshire.

39 Transfer from Revenue Stabilization Reserve Account. Notwithstanding RSA 9:13-e, in the event of a general fund operating budget deficit at the close of fiscal year 2003 as determined by the official audit performed pursuant to RSA 21-I:8, I(h), the comptroller shall notify the fiscal committee and the governor of such deficit and request that sufficient funds, to the extent available, be transferred from the revenue stabilization reserve account to eliminate such deficit.

40 The Liquor Commission; Revenue. Notwithstanding RSA 176:16, II, for the biennium ending June 30, 2005, all gross revenue derived by the liquor commission from the sale of liquor, or from license fees, shall be deposited into the general funds of the state.

41 Long Term Care; Program Management and Cost Controls; Average Annual Costs. Amend RSA 151-E:11, II to read as follows:

II. For the fiscal year beginning July 1, [1999] 2003, and each fiscal year thereafter the average annual cost for the provision of services to persons in the mid-level of care shall not exceed [59] 60 percent of the average annual cost for the provision of services in a nursing fa-

cility. The average annual cost for the provision of services in home-based care shall not exceed ~~[33]~~ **50** percent of the average annual cost for the provision of services to persons in a nursing facility. Average annual costs shall be the net medicaid costs exclusive of provider payments.

42 Medicaid Enhancement Tax. Amend RSA 84-A:2 to read as follows:

84-A:2 Imposition of Tax. A tax is imposed at a rate ~~[to be established by legislation each biennium]~~ **of 6 percent** upon the gross patient services revenue of every hospital for the hospital's fiscal year ending during the first full calendar year preceding the taxable period. ~~[If the legislature fails to set the rate of tax on or before May 30, preceding the first fiscal year of the biennium, the tax rate shall be zero for that biennium. In no event shall the rate of the tax be greater than 6 percent for any biennium.]~~

43 New Paragraph; Office of Victim/Witness Assistance. Amend RSA 21-M:8-b by inserting after paragraph III the following new paragraph:

IV. Notwithstanding RSA 9:17-c, salary and benefits moneys from any existing vacancy in the department of justice may be used to fund the positions in the office of victim/witness assistance.

44 Repeal. 1993, 358:88, relative to office of victim/witness assistance, is repealed.

45 Imposition of Tax, Intrastate Communications Services; Rate Changed. Amend RSA 82-A:3 to read as follows:

82-A:3 Imposition of Tax; Intrastate Communications Services. A tax is imposed upon intrastate communications services furnished to a person in this state and purchased at retail from a retailer by such person, at the rate of ~~[4-5]~~ **7** percent of the gross charge therefor. However, such tax is not imposed on any communications services to the extent a tax on such services may not, under the Constitution and statutes of the United States, be made the subject of taxation by the state

46 Imposition of Tax, Interstate Communications Services; Rate Changed. Amend RSA 82-A:4 to read as follows:

82-A:4 Imposition of Tax; Interstate Communications Services. Except as provided in RSA 82-A:4-b, a tax is imposed upon interstate communications services furnished to a person in this state and purchased at retail from a retailer by such person, at the rate of ~~[4-5]~~ **7** percent of the gross charge when such service is originated in this state and terminated outside this state or originated outside this state and terminated in this state. To prevent actual multi-state taxation of communications services that are subject to taxation under this section, any taxpayer, upon proof that that taxpayer has paid a tax in another state on such services, shall be allowed a credit against the tax imposed in this section to the extent of the amount of such tax properly due and paid in such other state. However, such tax is not imposed on communications services to the extent such services may not, under the Constitution and statutes of the United States, be made the subject of taxation by the state.

47 Repeal. The following are repealed:

I. RSA 14:31-a, I(f), relative to performance based budgeting.

II. RSA 9:8-a, II, relative to performance based budgeting.

48 Administration of Medicaid Home and Community-Based Care Waiver Program for the Elderly and Chronically Ill.

I. For the biennium ending June 30, 2005, the department of health and human services shall, as soon as practicable, outsource all medicaid home and community-based care waiver for the elderly and chronically ill (HCBC-ECI) case management services to private case management providers.

II. Any department of health and human services employees assigned to HCBC-ECI case management as of July 1, 2003 shall be reassigned, within their respective district offices and job classifications, to provide other client services within the district office.

III. The commissioner of the department of health and human services shall, every 60 calendar days, provide the fiscal committee of the general court and the governor and council with a progress report relative to the transition of HCBC-ECI case management services to private case management providers and the reassignment of department of health and human services employees within district offices.

49 Tobacco Tax Stamps; Discount Removed. Amend RSA 78:9, I to read as follows:

I. The commissioner shall adopt rules pursuant to RSA 541-A relative to the design and denomination of stamps to be secured by ~~him~~ **the commissioner** for affixing to packages of tobacco products as evidence of the payment of the tax imposed by this chapter. The commissioner shall sell such stamps ~~[on a cash basis]~~ to each licensed wholesaler ~~[at a discount of 2 3/4 percent up to the first \$500,000, 2 3/8 percent from \$500,001 to \$1,000,000 and 2 percent for all sales in excess of \$1,000,000 of their face value on an annual basis from July 1 to June 30 to encourage each wholesaler to affix such stamps and compensate them for so doing].~~ The commissioner may~~[- in his discretion,]~~ permit a licensed wholesaler to pay for such stamps within 30 days after the date of purchase, provided a bond satisfactory to the commissioner in an amount not less than the sale price of such stamps shall have been filed with the commissioner, conditioned upon the payment of such stamps. The commissioner shall keep accurate records of all stamps sold to each wholesaler and shall pay over all receipts from the sale of such stamps to the state treasurer daily.

50 Repeal. RSA 78:9-a, relative to compensation for collecting and remitting tax, is repealed.

51 Motor Vehicle Inspection Sticker Fees Increased. Amend RSA 266:2 to read as follows:

266:2 Fees. The fee for inspection stickers shall be ~~[\$1.50]~~ **\$2.50** for each sticker furnished an approved inspection station. All unused stickers returned by the approved inspection station to the division shall be refundable at the rate of ~~[\$1.50]~~ **\$2.50** each, except that unused stickers purchased from the division for a fee of ~~[\$1.50]~~ **\$2.50** shall be refundable at the rate of ~~[\$1.50]~~ **\$2.50** each.

52 New Chapter; State Jobs Grant Fund. Amend RSA by inserting after chapter 162-M the following new chapter:

CHAPTER 162-N

STATE JOBS GRANT FUND

162-N:1 Definitions. In this chapter:

I. "Commissioner" means the commissioner of resources and economic development.

II. "Qualifying zone" means a town or city in Coos or Sullivan county which has a median household income of less than \$40,500 according to the most recent federal decennial census.

162-N:2 State Jobs Grant Fund. There is established within the office of the state treasurer a state jobs grants fund. The state jobs grant fund shall be administered by the commissioner and shall be used for the sole purpose of providing grants in accordance with RSA 162-N:3.

162-N:3 State Jobs Grants.

I. Any business creating new jobs in a qualifying zone may apply to the commissioner, on an application developed by the commissioner, for state jobs grants.

II. The amount of the grant shall be determined by the commissioner on a per job basis as follows:

(a) Up to \$1,000 but less than \$3,000 per job created at a wage which is at least $1\frac{1}{4}$ times but less than 2 times above the 2003 minimum wage.

(b) At least \$1,000 and up to \$3,000 per job created at a wage which is at least 2 times but less than $2\frac{1}{4}$ times above the 2003 minimum wage.

(c) At least \$3,000 and up to \$5,000 per job created at a wage which is at least $2\frac{1}{4}$ times but less than $2\frac{1}{2}$ times above the 2003 minimum wage.

(d) At least \$5,000 and up to \$10,000 per job created at a wage which is at least $2\frac{1}{2}$ times but less than 3 times above the 2003 minimum wage.

(e) At least \$10,000 and up to \$15,000 per job created at a wage which is at least 3 times but less than $3\frac{1}{2}$ times above the 2003 minimum wage.

(f) At least \$15,000 and up to \$20,000 per job created at a wage which is $3\frac{1}{2}$ times or more above the minimum wage.

III. Grants shall be made by the commissioner only after approval by the governor and council.

IV. Any business receiving a grant under this section shall guarantee that the job for which the grant is made shall exist for at least a 5-year period or shall remit the grant moneys to the state job grants fund on a pro-rated share basis for the amount of the 5-year period when the job does not exist.

V. Any qualifying zone, by action of the local legislative body, may abate all or a portion of the local property tax for a period of 10 years for a business creating jobs and receiving grants under this section. Abatements granted under this paragraph shall expire if the job or jobs for which grants were made cease to exist.

162-N:4 Rulemaking. The commissioner shall adopt rules, under RSA 541-A, relative to the administration and implementation of this chapter.

53 New Subparagraph; State Jobs Grant Fund. Amend RSA 6:12, I by inserting after subparagraph (IIIIIIII) the following new subparagraph:

(mmmmmmmm) Moneys deposited in the state jobs grant fund under RSA 162-N:3.

54 Instream Flow Pilot Program; Reporting Date Extended. Amend 2002, 278:2, III to read as follows:

III. The commissioner of the department of environmental services shall initiate and adopt rules pursuant to RSA 541-A for other rivers designated under RSA 483:15 only after the adoption and implementation of the rules relative to protected instream flows pursuant to RSA 483:9-c for the Lamprey and Souhegan rivers and completion of the report required under section 3, III(d) of this act, but not before December 1, [2006] 2008.

55 Instream Flow Pilot Program; Reporting Dates Extended. Amend 2002, 278:3, III to read as follows:

III. The commissioner of the department of environmental services shall:

(a) By April 1, [2005] 2007, conduct protected instream flow studies and submit a report that details the results of science for the pilot program, including the projected impacts of the protected instream flows and water management plans to be implemented on water users, wildlife, recreation, and other interests along the rivers and any recommendations for proposed legislation. The department shall hold a public hearing jointly with the senate environment committee and the

house resources, recreation and development committee within 60 days and be open for a public comment period of an additional 30 days. The department shall consider the public comments received in any revisions to the protected instream flow levels and water management plans for the Lamprey River and the Souhegan River.

(b) By October 1, [2005] 2007, adopt and implement the protected instream flows and water management plans relative to the Lamprey River and the Souhegan River.

(c) One year after the adoption and implementation of the protected instream flow levels and water management plans for the Lamprey River and the Souhegan River, the department shall hold a public hearing and open a 30-day public comment period. The department shall consider the public comments received in any revisions to the protected instream flow levels and water management plans for the Lamprey River and the Souhegan River.

(d) By December 1, [2006] 2008, submit a report that details the activities and results of the pilot program, including the impacts of the protected instream flows and water management plans on water users, wildlife, recreation, and other interests along the rivers and any recommendations for proposed legislation. The report shall also include a summary of public comments received and the completed instream flow studies and the adopted protected instream flow levels and water management plans and shall be submitted to the senate president, the speaker of the house of representatives, the governor, and the state library.

56 Committee to Study the Impact of Water Withdrawals on Instream Flows; Report Date Extended. Amend 2000, 242:5 as amended by 2001, 138:6 and 2002, 278:6 to read as follows:

242:5 Report. The committee shall report its findings and any recommendations for proposed legislation to the senate president, the speaker of the house of representatives, the senate clerk, the house clerk, the governor, and the state library on or before December 1, [2006] 2008.

57 Transfer of Funds. The sum of \$355,000 shall be transferred from department of environmental services PAU 03-04-02-01-01, class 92, source water protection program, to department of environmental services PAU 03-04-02-06-10, class 92, protected instream flow pilot program.

58 Statement of Intent. This act establishes a division within the department of state that will be responsible for the regulation of vital records and the dissemination of vital records data. This act maintains the right of the department of health and human services to have full access to vital records information as set forth in RSA 126:24-c. By transferring the administration of vital records from the department of health and human services to the department of state, the general court recognizes that the same state department that regulates other records of the state shall also regulate vital records.

59 New Chapter; Vital Records Administration. Amend RSA by inserting after chapter 5-B the following new chapter:

CHAPTER 5-C

VITAL RECORDS ADMINISTRATION

5-C:1 Definitions. In this chapter:

I. "Department" means the department of state.

II. "Director" or "registrar" means the director of vital records administration who shall also be known as the registrar of vital records.

III. "Division" means the division of vital records administration, department of state.

5-C:2 Division of Vital Records Administration Established.

I. There is established within the department a division of vital records administration under the supervision of a director of vital records administration. The secretary of state, with the approval of the governor and council, shall appoint the director of vital records administration. In addition to the title of director, the director shall also be known as the registrar of vital records. The director of vital records administration shall be academically and technically qualified to hold the position. The director shall be a citizen of this state or become a citizen of this state within one year of the director's appointment.

II. The director shall:

(a) Be responsible for the day-to-day operations of the division.

(b) Plan and provide operational resources as available, for the establishment and support of a statewide vital records registration, issuance, and dissemination program.

5-C:3 Declaration of Policy and Purpose.

I. The New Hampshire constitution identifies the office of the secretary of state as the keeper of the records of the state.

II. The division shall provide access to vital records and vital records data while assuring the privacy of all New Hampshire citizens.

5-C:4 Registrar of Vital Records; Privacy; Duties.

I. The secretary of state shall appoint the registrar of vital records for the state who, under the supervision of the secretary, shall have charge of the vital records of the state and shall enforce the provisions of law in relation to them.

II. In collecting information, prime consideration shall be given to the protection of the privacy of the individuals about whom information is given. In accordance with the provisions of this chapter, the secretary of state shall ensure that, when information is collected, the minimum of data shall be collected to accomplish a specific purpose, that no information shall be available to unauthorized personnel, that only the minimum be made available to authorized personnel, and that no information that could possibly adversely affect an identified individual be made public. The department of health and human services shall have access to vital records information in accordance with the provisions of RSA 126:24-c.

III. The division is designated the vital statistics center for New Hampshire in accordance with section 306(e) of the Public Health Service Act, 42 U.S.C. section 242k(e). The division is authorized to collect, compile, coordinate, and disseminate all vital records information, while adhering to the privacy requirement of paragraph II. The division shall have the power to enter into contractual agreements to the end that costs related to the collection of information shall be defrayed for outside agencies to the extent that funds are available from any source for such purpose.

5-C:5 Statistical Forms.

I. Forms and data fields maintained electronically shall include all facts contained on the national standard certificate forms developed by the National Center for Health Statistics, United States Department of Health and Human Services. As revisions to the National Center for Health Statistics standard certificates are made, the secretary of state shall incorporate into forms and data fields new facts contained on the standard certificates.

II. In addition to the secretary of state, any interested state agency or individual may request that additional data fields be added to any of the vital records statistical forms. Such requests shall be granted upon meeting the following minimum requirements:

(a) Any individual and any state agency, with the exception of the department of health and human services, shall provide a description of need for the additional data fields.

(b) Any individual and any state agency, with the exception of the department of health and human services, shall provide a business plan describing how the additional data fields will be used.

(c) All individuals and all state agencies shall demonstrate that they have adequate resources to pay for software changes to the secretary of state's automated data collection system including development, testing, training of users, maintenance, and replacement of statistical forms.

(d) All individuals and all state agencies shall provide assurances that any statistical form changes shall not adversely affect any of the data contracts that the secretary of state maintains.

5-C:6 Recordkeeping. The secretary of state shall promote uniformity and efficiency in the preparation, transcription, collection, compilation, and preservation of facts in relation to births, marriages, divorces, fetal deaths, and deaths. In the case of fetal deaths, the name of parent or parents and the name of the child shall not be divulged except by the written consent of the parent or parents. The secretary of state shall provide for so-called delayed certificates of birth, the registration of children of unknown parentage, the filing of additional certificates after the legitimization of children, and other matters relative to vital statistics.

5-C:7 Transfer. All existing rules relative to vital records administration in effect, in operation, or adopted in or by the former department of health and human services, office of community and public health, bureau of vital records as of the effective date of this chapter, are declared to be regulations in effect and shall continue in effect until rescinded, revised, or amended by an act of the general court.

5-C:8 Seal of Registrar. The registrar shall have a seal which shall be like the seal of the state except that the device thereon shall be surrounded by the words "New Hampshire Department of State, Registrar of Vital Records" in the place of the words "Seal of the State of New Hampshire, 1776."

5-C:9 Authenticated Copies. Every certificate or other official paper executed by the registrar under seal, in pursuance of authority conferred by law, shall be received as evidence, and may be recorded in the proper recording offices in the same manner and with like effect as a legally acknowledged deed; and copies of papers and records in his or her office, so authenticated, shall be received as evidence with the same effect as the originals.

5-C:10 Birth Registration.

I. The division shall maintain a central record of all births occurring in the state of New Hampshire.

II. When a birth occurs in an institution or en route to an institution, the person in charge of the institution or a designated representative shall obtain the personal data, secure the signatures required on a birth worksheet provided by the division, and file electronically a birth record with the state of New Hampshire, division of vital records administration within 6 days of the birth. The physician in attendance shall provide the medical information required by the worksheet and certify to the facts of birth within 72 hours after the birth. If the attending physician does not certify to the facts of birth within the required 72 hours, the chief of obstetrics or the chief of the medical staff shall complete and certify the birth worksheet.

III. When a birth occurs outside an institution the necessary facts shall be obtained and processed in accordance with RSA 5-C:7.

IV. Either of the parents of the child or other informant shall certify the accuracy of the personal data provided and sign the worksheet in time to permit the filing of the birth record within the six days required by this section.

V. In the case of a child born of unwed parents, the legal portion of the birth certificate shall not contain any reference or specific statement to the fact that the child was born of unwed parents, or to the marital status of the parents.

VI.(a) Except as provided in subparagraphs (b) and (c), the registrar shall obtain the social security identification numbers of both parents of the newborn child at the time the vital statistics information authorized by this section is obtained.

(b) Social security numbers of the parents shall not be obtained when the child is born of unwed parents and paternity has not been established pursuant to RSA 168-A; provided, however, that if paternity is subsequently established by court order or affidavit of paternity and the birth certificate is modified pursuant to RSA 5-C:11, III or IX, the registrar shall then request the social security numbers of both parents.

(c) A parent who does not have a social security number at the time of the initial information request shall sign a declaration attesting to such fact and submit such document to the registrar.

(d) The parental social security numbers shall not appear on the face of the birth certificate itself.

(e) The social security numbers obtained pursuant to this paragraph shall be confidential and shall be disclosed only to the office of child support enforcement services, department of health and human services, solely for the purpose of enforcing a child support order in effect in this state.

(f) Refusal of a parent to provide a social security number pursuant to subparagraph (a) or (b) shall not be grounds for refusal to issue a birth certificate. The preceding sentence shall appear in writing on the forms used by the division to collect information for birth certificates.

5-C:11 Names on Certificates of Birth; Affidavits of Paternity.

I. If the mother was married at the time of either conception or birth or anytime between conception and birth and:

(a) There is no dispute as to paternity, the name of the husband shall be entered on the certificate as the father of the child. The surname of the child shall be any name chosen by the parents; provided, however, that if the parents are separated or divorced at the time of the child's birth, the choice of surname rests with the parent who has actual custody following birth.

(b) A situation arises whereby the mother claims that the father of the child is not her husband, and the husband agrees to such a claim, and the putative father agrees to such a statement, then a three-party affidavit of paternity may be signed by the respective parties and duly notarized. This will allow the name of a nonhusband to be placed on the birth certificate as the father and the surname of the child shall be any name chosen by the mother.

(c) A question of paternity determination arises which is not resolved under subparagraph (b), it shall be settled by a court of competent jurisdiction.

II. If the mother was not married at the time of either conception or birth or between conception and birth, the name of the father shall not be entered on the certificate of birth unless an affidavit of paternity is signed by the mother and father and duly notarized, in which case the surname of the child shall be any name chosen by the mother and father.

III. When an affidavit of paternity is executed in a hospital or birthing center, or before a midwife, the following procedure shall apply:

(a) A hospital, birthing center, or midwife shall provide to an unmarried mother of a live child born in a hospital, birthing center, or other location, an affidavit of paternity that can be completed by the child's mother and father to acknowledge paternity of a child, which affidavit shall be notarized by the hospital or birthing center staff if the birth occurs in a hospital or birthing center. Before a mother and a putative father can sign an affidavit of paternity, they shall be given oral and written notice of the legal consequences of signing the affidavit, including the resulting rights and responsibilities, and the alternatives to acknowledging paternity by affidavit. If one parent is a minor, notice shall include any rights afforded by minority status.

(b) When a mother and father sign an affidavit of paternity, a hospital, birthing center, or midwife shall:

(1) Complete the affidavit of paternity and forward the record to the division; and

(2) File a copy of the affidavit of paternity with the department of health and human services, office of child support enforcement services, at the address indicated on the affidavit of paternity.

(c) For each affidavit of paternity signed and filed in accordance with this paragraph, the department of health and human services shall reimburse the hospital, birthing center, or midwife in an amount authorized by federal law.

(d) The department of health and human services shall develop and distribute to a hospital, birthing center, or midwife free of charge the affidavit of paternity forms, information on the purpose and completion of the form, and information on the rights and responsibilities of the parents, and shall provide assistance and training to staff assigned responsibility for providing the information.

IV. When an affidavit of paternity is executed and filed with the clerk of the town where the birth occurs, the following procedures shall apply:

(a) In those instances where an affidavit of paternity is completed by the parents of the child and filed directly with the clerk of the town where the birth occurs, the clerk of the town shall forward a copy of the affidavit of paternity to the department of health and human services, office of child support enforcement services, at the address indicated on the affidavit of paternity and shall forward the electronic record to the division. Before a mother and a putative father may sign an affidavit of paternity, they shall be given oral and written notice of the legal consequences of signing the affidavit, including the resulting rights and responsibilities and the alternatives to acknowledging paternity by affidavit. If one parent is a minor, notice shall include any rights afforded by minority status.

(b) The department of health and human services shall develop and distribute to a clerk of the town free of charge the affidavit of paternity forms, information on the purpose and completion of the form, and information on the rights and responsibilities of the parents, and shall provide assistance and training to staff assigned responsibility for providing the information.

V. The division shall link an electronic record of an affidavit of paternity with the original birth record of the child.

VI. An affidavit of paternity signed pursuant to this section shall be considered a legal finding of paternity, subject to the right of any signatory to rescind the acknowledgment within the earlier of:

(a) Sixty days; or

(b) The date of an administrative or judicial proceeding relating to the child, including a proceeding to establish a support order, in which the signatory is a party.

VII. Written notice of rescission shall be sent to the clerk of the town in which the birth occurred, with a copy to the office of child support enforcement services at the address indicated on the affidavit, no later than 60 days after the affidavit is signed. After expiration of the rescission period, the signed affidavit of paternity may be challenged in court only on the basis of fraud, duress, or material mistake of fact, with the burden of proof upon the challenger, and under which the legal responsibilities (including child support obligations) of any signatory arising from the acknowledgment shall not be suspended during the challenge, except for good cause shown.

VIII. When an affidavit of paternity has been properly completed and the certificate of birth has been filed accordingly, and the acknowledgment has not been rescinded pursuant to this section, any further modification of the birth certificate regarding the paternity of the child shall require an order from a court of competent jurisdiction.

IX. In any case in which paternity of a child is determined by a court of competent jurisdiction, the name of the father and surname of the child shall be entered on the certificate of birth in accordance with the finding and order of the court. Each final order affecting a determination of parentage of a minor child shall be forwarded by the court to the clerk of the town or city in which the birth occurred for entry on the birth certificate. The surname of the child shall remain unchanged unless otherwise designated in the court order.

X. In all other cases, the surname of the child shall be any name chosen by the mother.

XI. If the father is not named on the certificate of birth, no other information about the father shall be entered on the certificate.

5-C:12 Report of Marriage. Every person who solemnizes a marriage shall make a record of it and of all the facts required by the department and, within 6 days thereafter, shall forward it to the town clerk who issued the marriage license. The town clerk shall forward the report of marriage to the division.

5-C:13 Preservation of Returns. The registrar shall cause the returns made to him or her under the preceding sections and the returns of divorces made by the clerks of court to be arranged, alphabetical indexes of all the names contained in such returns to be made, and the whole to be bound in convenient volumes and preserved in his or her office. Records of births, marriages, deaths, and divorces shall be kept separately.

5-C:14 Birth Registration Cards.

I. The registrar or a town clerk may issue, in accordance with the provisions of RSA 5-C:16, a card containing information relative to the date and place of birth of such persons as may be on record with the division. The fee for the issuance of any such card shall be \$12. However, under no circumstances shall any information relative to any adoption be disclosed or given out by the registrar, or the town clerk, or any other individual except pursuant to RSA 170-B:19, II, except that a birth certificate which does not indicate that the certificate has been amended or that an individual has been adopted may be issued.

II. The town clerk shall forward \$8 of each fee collected under this section to the state treasurer for deposit in the vital records improvement fund established under RSA 5-C:23. The town clerk shall retain the remaining \$4 as a fee for issuing such birth registration card.

5-C:15 Birth Certificate for Foreign-Born Children Adopted in New Hampshire.

I. The registrar shall establish, in accordance with RSA 5-C:7, a New Hampshire certificate of birth for a person born in a foreign country and for whom a final decree of adoption has been issued by a court of competent jurisdiction in New Hampshire. This certificate of birth shall be established and registered and a certified copy of such certificate issued when the registrar receives a request and a fee of \$25 from the adoptive parents or adopted person over 18 for such a certificate and a report of the adoption as provided in RSA 170-B:18. Funds paid to the registrar shall be forwarded to the state treasurer for deposit into the vital records improvement fund established under RSA 5-C:23.

II. The birth certificate established according to this section shall show the true or probable foreign country of birth, and shall state that the certificate is not evidence of United States citizenship for the child for whom it is issued or for the adoptive parents.

III. The registrar shall not establish a New Hampshire certificate of birth if the court decreeing the adoption, the adoptive parents, or the adopted person if 18 years of age or older requests that the certificate not be established.

IV. Any birth certificate established under this section shall not be deemed a record within the meaning of RSA 170-B:19.

5-C:16 Disclosure of Information from Vital Records. In order to protect the integrity of vital records, to ensure their proper use, and to ensure the efficient and proper administration of the system of vital statistics the registrar or the custodian of permanent local records shall not permit inspection of, or disclose information contained in vital statistics records, or copy or issue a copy of all or part of any such record unless he or she is satisfied that the applicant has a direct and tangible interest in such record. However, under no circumstance shall any information relative to any adoption be disclosed or given out by the registrar or custodian of permanent local records or any other individual except pursuant to RSA 170-B:19, II.

I. The registrant, a member of his or her immediate family, his or her guardian, or respective legal representatives shall be considered to have a direct and tangible interest. Others may demonstrate a direct and tangible interest when information is needed for determination or protection of a personal or property right.

II. The term "legal representative" shall include an attorney, physician, funeral director, or other authorized agent acting in behalf of the registrant or his or her family.

III. Commercial firms or agencies requesting a listing of names and addresses shall not be considered to have a direct and tangible interest.

IV. Properly qualified members of the press, radio, television, and other news media shall be considered to have a direct and tangible interest in vital statistic records when the information requested by such media sources is of a public nature.

V. Disclosure of certain information and statistical data to federal, state, or local agencies and research for legitimate purposes other than requests for vital records information for the purposes of health-related research under RSA 126:24-c may be authorized by the registrar under RSA 5-C:7.

VI. The department of health and human services shall have a direct and tangible interest in vital records information in accordance with the provisions of RSA 126:24-c.

VII. Disclosure of voluntary acknowledgments and adjudication of paternity by judicial or administrative processes shall be released for the purposes of the state case registry pursuant to RSA 161-B:7.

5-C:17 Fees for Copies and Verifications.

I. A town clerk or the registrar shall be paid in advance, by any person requesting any copy or verification as provided in RSA 5-C:16, the sum of \$12 for making search, which sum shall include payment for the issuance of such copy or verification, and \$8 for each subsequent copy, provided that the fee to town clerks for examination of documents and issuance of a delayed birth certificate shall be \$25.

II. The town clerk shall forward \$8 of each search fee collected under this section to the department of state for deposit in the vital records improvement fund established under RSA 5-C:23 and shall retain the remaining \$4 as the clerk's fee for issuing such a copy. For subsequent copies issued at the same time, the town clerk shall forward \$5 of the fee collected for each subsequent copy under this section to the department for deposit in the vital records improvement fund established under RSA 5-C:23, and the town clerk shall retain the remaining \$3 as the clerk's fee for issuing such a copy. The town clerk shall retain the \$25 fee for a delayed birth certificate as the clerk's fee for examining documents and issuing the delayed birth certificate.

5-C:18 Furnishing to Governmental Agencies. Certified copies, certificates of partial facts, verifications, or search of the records may be made for any federal, state, or local governmental agency by special arrangement without regard to the provisions of RSA 5-C:17.

5-C:19 Record as Evidence. A certified copy issued by a town clerk of a record of a birth, marriage, or death, on file with the town clerk or division, shall be prima facie evidence of the fact, in any judicial proceeding.

5-C:20 Correction and Amendment. Any correction or amendment to a record of any birth, marriage, or death shall be made by the town clerk according to RSA 5-C:7 and the town clerk shall receive for amending or correcting any record the fee of \$10 to be paid by the person making application for such an amendment or correction. The town clerk shall retain the fee collected under this section for making such correction or amendment. Such fee shall be waived if the error was made by the town clerk.

5-C:21 Duties and Responsibilities; Penalties.

I. Any person having knowledge of and a direct and tangible interest in the facts shall furnish such information as he or she may possess regarding any birth, death, fetal death, marriage, or divorce upon demand of the registrar.

II. Any person shall be guilty of a class B felony if he or she:

(a) Willfully and knowingly makes any false statement in a certificate, record, or report required to be filed by statute or in an application for an amendment thereof or in an application for a certified copy of a vital record, or who willfully and knowingly supplies false information intending that such information be used in the preparation of any such report, record, or certificate, or amendment thereof; or

(b) Without lawful authority and with the intent to deceive, makes, counterfeits, alters, amends, or mutilates any certificate, record, or report required to be filed by statute or a certified copy of such certificate, record, or report; or

(c) Willfully and knowingly obtains, possesses, uses, sells, furnishes, or attempts to obtain, possess, use, sell, or furnish to another, for any purpose of deception, any certificate, record, report, or certified copy thereof so made, counterfeited, altered, amended, or mutilated; or

(d) With the intention to deceive willfully and knowingly obtains, possesses, uses, sells, furnishes, or attempts to obtain, possess, use, sell, or furnish to another any certificate of birth or certified copy of a certificate of birth knowing that such certificate or certified copy was issued upon a certificate which is false in whole or in part or which relates to the birth of another person, whether living or deceased; or

(e) Willfully and knowingly furnishes or processes a certificate of birth or certified copy of a certificate of birth with the knowledge or intention that it be used for the purposes of deception by a person other than the person to whom the certificate of birth relates; or

(f) Without lawful authority possesses any certificate, record, or report, required by statute or a copy or certified copy of such certificate, record, or report knowing same to have been stolen or otherwise unlawfully obtained.

III. Except as otherwise provided, any person shall be guilty of a misdemeanor if he or she willfully and knowingly transports or accepts for transportation, interment or other disposition of a dead body without an accompanying permit when required pursuant to RSA 290.

IV. Except as otherwise provided, any person shall be guilty of a violation if he or she:

(a) Willfully and knowingly refuses to provide information required by this chapter; or

(b) Willfully and knowingly neglects to comply with or intentionally violates any of the provisions of this section or refuses to perform any of the duties imposed upon him or her by this section.

5-C:22 Decorative Heirloom Certificates.

I. The registrar shall, upon request and payment of the fee, supply to any applicant having a direct and tangible interest as provided in RSA 5-C:16, a decorative heirloom certificate of any birth or marriage registered with him or her.

II. The decorative heirloom certificate shall be of a distinctive design and shall include the seal of the registrar and an original signature.

III. The fee for each decorative heirloom certificate shall be \$25. The registrar shall forward \$15 of each fee collected to the state treasurer for deposit into the vital records improvement fund established under RSA 5-C:23.

5-C:23 Vital Records Improvement Fund. There is hereby established a special fund for the improvement and automation of vital records at the state and local levels. The sole purpose of the fund shall be to provide revenues for the improvement of the registration, certification, preservation, and management of the state's vital records, and said money shall not be used for any other purpose. Moneys in the fund shall be allocated for software applications and development, preservation efforts, hardware, communications and technical support associated with these purposes. Said moneys shall not be used for rent or electricity expenses or for general clerical or administrative personnel of the division. The secretary of state shall allocate moneys in the fund with the assistance of the advisory committee established under RSA 5-C:24. The fund shall accrue interest and shall be nonlapsing and continually appropriated to the secretary of state.

5-C:24 Advisory Committee.

I. There is established an advisory committee to assist the secretary of state in administering the fund established under RSA 5-C:23. The advisory committee shall also determine the need for improvement and automation of the processing of vital records upon recommenda-

tions from representatives of the department, the New Hampshire City and Town Clerks' Association, and the division of information technology management. The members of the committee shall be appointed as follows:

(a) Two town clerks, appointed by the New Hampshire City and Town Clerks' Association.

(b) Two city clerks, appointed by the New Hampshire City and Town Clerks' Association.

(c) A funeral director, appointed by the New Hampshire Funeral Directors' Association.

(d) A physician licensed under RSA 329 from the office of chief medical examiner, or designee.

(e) A public member, who shall have a direct interest in the registration of vital records, appointed by the department.

(f) The registrar of vital records, or designee.

(g) A health information specialist, appointed by the New Hampshire Hospital Association.

(h) The director of the division of information technology management, department of administrative services, or designee.

(i) The state archivist, or designee.

(j) The commissioner of health and human services, or designee.

(k) A representative of a local city public health agency, appointed by the commissioner of health and human services.

(l) One vital records information user, who shall have a direct interest in the use and dissemination of vital records information, appointed by the commissioner of health and human services.

II. The members of the committee shall choose a chairperson by majority vote. Members of the advisory committee shall serve 2-year terms and no member shall serve more than 2 consecutive terms. The city and town clerk members shall serve staggered terms and initially one town clerk and one city clerk shall serve for 2 years and one town clerk and one city clerk shall serve for 3 years.

5-C:25 Quarterly Reports. The department shall file a financial report for the vital records improvement fund for the preceding quarter showing the summary of receipts and expenditures, according to the uniform classifications.

5-C:26 Annual Report. The department shall prepare and file a report on the uses of the vital records improvement fund and shall submit the report to the vital records improvement advisory committee no later than December 31 of each year. The report shall contain the following:

I. The gross revenue received by the fund.

II. A summary of receipts and expenditures, according to uniform classifications.

III. Accomplishments achieved pursuant to RSA 5-C during the preceding fiscal year.

IV. An outline of the projects and programs to be conducted in the ensuing fiscal year with proceeds from the funds.

V. Any recommendations for additional legislation, and other relevant matters.

60 Reference Change. Amend RSA 126:27, IV to read as follows:

IV. User fees which shall be assessed persons requesting data under RSA ~~[126:14, V]~~ 126:28, 126:30, and 141-B:9.

61 Reference Changes. Amend RSA 6:12, I(tt) to read as follows:

(tt) Moneys received from the town clerk under RSA ~~[126:13, II]~~ 5-C:14, II, and by the department of ~~[health and human services]~~ *state*

under RSA [126:15, H] **5-C:15, RSA 5-C:17, II, and RSA 5-C:22, III**, which shall be credited to the vital records improvement fund established in RSA [126:31] **5-C:23**.

62 Reference Change. RSA 33-A:4-a, I(e) is repealed and reenacted to read as follows:

(e) The registrar of vital records.

63 Reference Changes. Amend RSA 168-A:2, I(b) to read as follows:

(b) An affidavit of paternity with the clerk of the town where the birth of the child occurred pursuant to RSA [126:6-a] **5-C:11**, I(b) or II. The affidavit of paternity shall have the legal effect of establishing paternity without requiring further action pursuant to this chapter, unless rescinded pursuant to RSA [126:6-a, H-d] **5-C:11, VI**.

64 Reference Changes. RSA 168-A:2, V is repealed and reenacted to read as follows:

V. Upon determining paternity, the court shall provide a copy of the order to the department of state, division of vital records administration, except that the office of child support enforcement services shall provide the copy to the department of state, division of vital records administration in cases initiated by the department of health and human services.

65 Reference Changes. RSA 168-A:13 is repealed and reenacted to read as follows:

168-A:13 Social Security Numbers. At the conclusion of a paternity action filed pursuant to this chapter in which paternity is established, the court shall also order the mother and father to supply their social security numbers to the registrar of vital records, in accordance with RSA 5-C:10, and to the department of health and human services.

66 Reference Change. Amend RSA 170-B:2, XIII(a) to read as follows:

(a) The person designated as the father pursuant to RSA [126:6-a] **5-C:11** on that child's birth certificate; or

67 Reference Changes. RSA 170-B:18, I is repealed and reenacted to read as follows:

I. Within 7 days after the final decree is filed, the register of probate shall send to the town clerk of the town where the adopted person was born, the department of state, division of vital records administration, and to the commissioner of health and human services by mail a report of the adoption. The division of vital records administration, department of state, shall provide suitable forms for such reports.

68 Reference Changes. RSA 170-B:19, II is repealed and reenacted to read as follows:

II. All papers and records, including birth certificates, pertaining to the adoption, whether part of the permanent record of the court or of a file in the division, in an agency or office of the town clerk or the division of vital records administration are subject to inspection only upon written consent of the court for good cause shown, except as otherwise provided in this section. Upon the request of an adoptee over 21 years of age, or a natural parent of an adoptee over 21 years of age, for information concerning the adoptee or natural parent, the court shall refer the adoptee or natural parent to the child-placing agency which completed the investigation required under RSA 170-B:14.

69 Reference Changes. RSA 170-C:14, II is repealed and reenacted to read as follows:

II. All papers and records, including birth certificates, pertaining to the termination, whether part of the permanent record of the court or of a file in the department, in an agency or office of the town clerk or the division of vital records administration are subject to inspection only upon written consent of the court for good cause shown.

70 Reference Changes. Amend RSA 215-A:32-a, I to read as follows:

I. The executive director shall report annually to the registrar of vital records ~~[and health statistics]~~ pursuant to RSA ~~[126:1]~~ 5-C:2 on any deaths or injuries occurring in the state related to the operation of OHRVs.

71 Reference Changes. RSA 290:1 is repealed and reenacted to read as follows:

290:1 Death Records. Whenever a person shall die, the physician attending at the last sickness shall complete and deliver to the funeral director, next-of-kin as defined in RSA 290:16, IV, or designated agent under RSA 290:17 or shall complete electronically and forward immediately to the division of vital records administration, a death record, duly signed, setting forth, as far as may be, the facts required by rules of the department of state, division of vital records administration as provided in RSA 5-C:8. The cause or causes of death shall be printed or typed on all records required to be furnished under this section. The funeral director, next-of-kin, or designated agent shall transmit electronically the record of death to the division of vital records administration.

72 Reference Changes. Amend RSA 290:1-b to read as follows:

290:1-b Pronouncement of Death by Registered Nurses. If an anticipated death occurs in a hospital, a nursing home, a private home served by a home health care provider licensed under RSA 151, or a hospice, the registered nurse attending at the last sickness may pronounce the person dead and release the body to the funeral director, next-of-kin as defined in RSA 290:16, IV, or designated agent after certifying the fact of death and completing the death record by hand or other approved electronic process. If a contagious disease is known to be present at the time of death, that fact shall be indicated on the death record in accordance with ~~[rules adopted by the commissioner of the department of health and human services as provided in RSA 126:2]~~ RSA 5-C:7.

73 Reference Changes. RSA 290:3 is repealed and reenacted to read as follows:

290:3 Burial Permits, Obtaining. It shall be the duty of the funeral director, next-of-kin as defined in RSA 290:16, IV, or designated agent under RSA 290:17 to add to the death record the date and place of burial, and having certified the same by hand or other approved electronic process, to forward it to the division of vital records administration or as otherwise directed by the registrar of vital records, and to obtain a permit for burial from the division of vital records administration in accordance with RSA 5-C:7. In case of a contagious or infectious disease the record shall be completed and transmitted immediately.

74 Reference Changes. RSA 290:3-b is repealed and reenacted to read as follows:

290:3-b Emergency Burial Permit. The division of vital records administration, department of state, may issue an emergency burial permit in an emergency as defined by RSA 5-C:7.

75 Reference Changes. RSA 290:8 is repealed and reenacted to read as follows:

290:8 Prerequisites. No such permit shall be issued until there has been delivered to the division of vital records administration a death record completed in accordance with RSA 290:1.

76 Reference Changes. RSA 457:7 is repealed and reenacted to read as follows:

457:7 Granting of Permission. Such justice or judge shall at once hear the parties, and, if satisfied that special cause exists making such marriage desirable, shall grant permission therefor, which shall be filed with

the court and shall be reported to the division of vital records. The division shall note the fact of the granting of such permission upon the certificate and upon all copies thereof which are by law required to be kept.

77 Reference Changes. RSA 457:22 is repealed and reenacted to read as follows:

457:22 Completion of Marriage License Application. All persons proposing to be joined in marriage within the state shall complete a marriage license application with all facts required by RSA 5-C:7 to be entered in any town clerk's office. The clerk shall record the application in a book to be kept for that purpose.

78 Reference Change. RSA 457:38 is repealed and reenacted to read as follows:

457:38 Certified Copy of Record. A copy of the record of a marriage, certified by a city or town clerk or by the registrar of vital records, shall be received in all courts and places as evidence of the fact of the marriage.

79 Reference Change. RSA 458:15 is repealed and reenacted to read as follows:

458:15 Clerks' Returns. The clerks of the superior court shall, in their respective counties at which divorces are granted, make monthly returns to the registrar of vital records.

80 Reference Change. RSA 458:25 is repealed and reenacted to read as follows:

458:25 Return of List. The clerk of the superior court for each county, at the end of each term of court, shall return to the registrar of vital records a full and correct list of all changes of names that have been decreed hereunder by the court since the last return.

81 Reference Change. RSA 458:30 is repealed and reenacted to read as follows:

458:30 Returns. The clerk of the superior court shall make return of all such decrees of separation and declarations of the resumption of marital relations to the registrar of vital records in the manner provided for the return of divorces.

82 New Subdivision; Bureau of Health Statistics and Data Management. Amend RSA 126 by inserting after section 24 the following new subdivision:

Bureau of Health Statistics and
Data Management and Institutional Review Board

126:24-a Definitions. In this chapter:

I. "Board" means the institutional review board, established in RSA 126:24-e.

II. "Commissioner" means the commissioner of the department of health and human services.

III. "Department" means the department of health and human services.

126:24-b Intent. The bureau of health statistics and data management within the department is designated the health statistics center of New Hampshire in accordance with Public Law 95-623 section V(c)(1). The bureau is authorized to coordinate and disseminate health-related information for the purposes of protecting public health while adhering to privacy requirements. In carrying out its duties, the department shall use the minimum amount of information that is reasonably necessary to protect the health of the public.

126:24-c Access to Information from Vital Records for Public Health Purposes. The department shall have a direct and tangible interest in vital records data including personal identifiers. The secretary of state

shall provide continuous electronic access to the department of the entire contents of the data files on a 24-hour, 7-day per week basis. If a means of electronic access becomes possible that will allow access at a faster rate, the department may utilize such new means of access, provided that it assumes the full cost of implementing the new means of access. Such access shall be provided in standard database format that establishes a remote electronic link from the secretary of state's office to the department that would not restrict the ability of the department to transfer data. However, under no circumstance shall any information relative to any adoption or any restricted record as determined by a court of law be provided to the department.

126:24-d Disclosure of Information from Vital Records. All protected health information possessed by the department shall be considered confidential, except that the commissioner shall be authorized to provide vital record information to institutions and individuals both within and outside of the department who demonstrate a need for such information for the purpose of conducting health-related research. Any such release shall be conditioned upon the understanding that once the health-related research is complete that all information provided will be returned to the department or destroyed. All releases of information shall be consistent with the federal Health Insurance Portability and Accountability Act of 1996, Public Law 104-191 (HIPAA) and regulations promulgated thereunder by the United States Department of Health and Human Services (45 C.F.R. Part 160 and Part 164). This shall include the requirement that all proposed releases of vital records information to institutions and individuals both within and outside the department for the purposes of health-related research be reviewed and approved by the institutional review board, under RSA 126:24-e, before the requested information is released.

126:24-e Institutional Review Board.

I. There is hereby established an independent institutional review board administratively attached, pursuant to RSA 12-G:10, to the department to review requests for vital records information for the purposes of conducting health-related research. No vital records information requested for the purposes of conducting health-related research shall be released until the request has first been reviewed and approved by the board.

II. The board shall have 6 members, with varying backgrounds to promote complete and adequate review of health-related research activities. The commissioner shall appoint 3 of the members and the secretary of state shall appoint 3 members. The board shall be sufficiently qualified through the experience and expertise of its members, and the diversity of the members to promote respect for its advice and counsel in safeguarding the privacy and confidentiality of vital records information that is used for the purposes of health-related research. In addition to possessing the professional competence necessary to review specific health-related research activities, the board shall be able to ascertain the acceptability of proposed research in terms of applicable law, regulations, and standards of professional conduct and practice. The board shall therefore include persons knowledgeable in these areas.

III. The board shall include at least one member whose primary concerns are in the area of public health research activities and at least one member whose primary concerns are in nonpublic health areas.

IV. The board shall include at least two members who are not otherwise affiliated with either the department or the department of state and who are not part of the immediate family of a person who is affiliated with either the department or the department of state.

V. No member of the board shall participate in initial or continuing review of any health-related research project in which the member has a conflicting interest, except to provide information requested by the board.

VI. The board may, in its discretion, invite individuals with competence in special areas to assist in the review of issues which require expertise beyond or in addition to that possessed by the members of the board. These individuals may only offer advice and guidance and shall not participate in the decision as to whether or not to approve the release of vital records information for the purposes of health-related research.

VII. The board shall have 2 part-time staff persons to conduct the duties associated with the work of the board. The board shall reimburse members for travel expenses associated with board activities.

126:24-f Rulemaking. The commissioner may adopt rules, pursuant to RSA 541-A, relative to:

I. With the exception of vital records, guidance and direction in the collection and accuracy of statistical and medical information by data collectors.

II. Procedures, conditions, and criteria for release of information, under RSA 126:24-d.

126:24-g Report. Annually, on or after April 30 for birth data, and on or after August 31 for death data, the committee shall produce a report on the quality of the prior year's vital records data based on the final data year reports received from the National Center for Health Statistics for natality and mortality demographic files. The report shall include a statement on the quality and completeness of each element recorded on the statistical forms as they are maintained electronically. The report shall be submitted to the commissioner, or designee, the secretary of state, the registrar of vital records, the speaker of the house of representatives, and the president of the senate.

126:24-h Advisory Committee on Quality of Vital Records Information.

I. There is established an advisory committee to assist the secretary of state in assuring and improving the quality of vital records electronic information. The committee shall meet annually or at the call of the chair. The members of the committee shall be appointed as follows:

(a) A town or city clerk, appointed by the New Hampshire City and Town Clerks' Association.

(b) A funeral director, appointed by the New Hampshire Funeral Directors' Association.

(c) A physician licensed under RSA 329, appointed by the board of medicine.

(d) One vital records information user, who shall have a direct interest in the use and dissemination of vital records information, appointed by the commissioner.

(e) The registrar of vital records, or designee.

(f) A health information specialist, appointed by the New Hampshire Hospital Association.

(g) The commissioner of health and human services, or designee.

(h) One member of the senate, appointed by the senate president.

(i) One member of the house, appointed by the speaker of the house of representatives.

II. The members of the committee shall choose a chairperson by majority vote. Members of the advisory committee shall serve 2-year terms and no member shall serve more than 2 consecutive terms. The members under subparagraphs I(e) through (i) shall serve terms coterminous with their terms of office.

126:24-i Penalty. Any person shall be guilty of a class B felony if he or she willfully and knowingly furnishes or disseminates vital records information in a manner inconsistent with the purposes for which it was released.

83 Repeals. The following are repealed:

I. RSA 126:1 through 126:24, relative to vital records and health statistics.

II. RSA 126:30-a through 126:32, relative to vital records and health statistics.

84 Transfer.

I. All of the functions, powers, duties, and responsibilities of the department of health and human services, office of community and public health, bureau of vital records are transferred to the secretary of state. The transfer provided for in this section shall include all of the personnel, books, papers, records, equipment, unexpended appropriations, or other available funds in any account or subdivision of an account of the department of health and human services and authorized for use by the office of community and public health, bureau of vital records, actions and other property or obligations of any kind of the department of health and human services, office of community and public health, bureau of vital records.

II. The transfer of the office of community and public health, bureau of vital records from the department of health and human services to the secretary of state shall not affect the terms or appointments of current members of the vital records improvement advisory committee established under RSA 126:32.

85 Department of Corrections; Laboratory Transfer. Notwithstanding any law to the contrary, all functions, powers, duties, and responsibilities of the department of corrections drug testing, 02-16-02-06, shall be transferred to the department of safety. The transfer provided for in this section shall include all of the personnel, position numbers 19566, Lab Scientist V, 8T001 (7-D) Lab Scientist III, and 8T868 (7-D) Lab Scientist II, books, papers, records, equipment, unexpended appropriations, or other available funds in any account or subdivision of an account of the department of corrections for use by the drug testing laboratory.

86 Public Health Laboratory Transfer.

I. Notwithstanding any law to the contrary, all of the functions, powers, duties, and responsibilities of the department of health and human services, division of public health laboratory used for the testing of blood, urine, and breath to determine alcohol concentration and controlled drug content of a person's blood, embedded in 05-01-07-05-01 Public Health Laboratories, shall be transferred to the department of safety. The transfer provided for in this section shall include the following personnel: position numbers 14649, 14630, 40332, 19608, 19841, 17141, 19626, 8T002, 9U481N, 19842, 9U484Q, 40328, 19844, and 14622. The transfer shall also include all of the equipment, books, papers, records, unexpended appropriations, and other available funds in any account or subdivision of an account of the department of health and human services, division of public health, related to the above functions and authorized for use by the division of public health for the purposes of breath alcohol testing and blood alcohol testing. The commissioner of the department of administrative services shall oversee the transfer of responsibilities and functions in this section and shall report on such progress to the legislative fiscal committee on or before February 1, 2004.

II. All existing rules, statutory responsibilities, regulations, and procedures in effect, in operation or adopted in or by the former department of health and human services, division of public health, which pertain directly or indirectly to breath alcohol testing and blood alcohol testing programs are transferred to the department of safety, and are declared in effect and shall continue in effect until rescinded, revised, or amended in accordance with applicable law.

87 Department of Safety; Laboratory Renovations. All renovations needed to implement the transfer and consolidation of laboratory functions contained in sections 85 and 86 of this act shall be exempt from the provisions of RSA 228.

88 License Suspension and Revocation. Amend RSA 263:56-d to read as follows:

263:56-d Suspension for Forfeitures of Recognizances. Notwithstanding the provisions of RSA 263:56-a, the procedure for suspension of licenses and collection of payments for forfeited recognizances for driving offenses shall be in accordance with RSA 597:38-b. Payments collected by the court under RSA 597:38-b shall be deposited into a special fund, known as the default bench warrant fund. The commissioner may draw on such fund to pay the cost of state, county, and local law enforcement officials who make arrests pursuant to bench warrants issued for persons improperly at large for driving-related offenses up to a maximum amount of \$100 per bench warrant. The commissioner shall adopt rules, pursuant to RSA 541-A, relative to the disbursement of moneys from the default bench warrant fund to pay the costs related to law enforcement officials and bench warrants. The commissioner may also draw upon such fund to pay ~~the cost of breath analyzer machines;~~ **for costs associated with breath or blood alcohol testing**, upon the recommendation of the advisory committee on breath analyzer machines pursuant to RSA 106-G:1.

89 Department of Administrative Services; Division of Plant and Property Management. Amend RSA 21-I:12, IV (c) (1)-(2) to read as follows:

(1) He *or she* shall exercise no management or other authority over the ~~[state police photo]~~ **forensic science** laboratory **established in RSA 106-B:2-a.**

(2) He *or she* shall exercise no management or other authority over the printing, duplication, photocopying, photographic or other graphic services equipment or personnel of the university system of New Hampshire, the department of transportation, the department of employment security, and the general court.

90 New Paragraph; Department of Safety; Duties of the Commissioner of the Department of Safety. Amend RSA 21-P:4 by inserting after paragraph IX the following new paragraph:

X. Nominate a person duly qualified by training and experience for appointment by the governor and council to serve as the state forensic toxicologist who shall receive a salary in accordance with RSA 94:1-a. Upon appointment, the forensic toxicologist shall serve for a term of 4 years and until a successor is appointed. Any vacancy shall be filled for the full 4-year term in the same manner as the original appointment. The provisions of RSA 21:33-a shall not apply to appointments made under this paragraph.

91 New Subparagraph; Department of Safety; Division of State Police. Amend RSA 21-P:7, I by inserting after subparagraph (d) the following new subparagraph:

(e) Forensic science laboratory services, including expert assistants and such facilities as are necessary to support the investigatory, analytical, and enforcement functions of the state criminal, motor vehicle, hazardous waste, and other public safety laws.

92 Compensation of State Officers. Amend RSA 94:1-a, I (b), Grade FF as follows:

Delete

FF Department of health and forensic toxicologist
human services, office of
health management

Insert

FF Department of safety forensic toxicologist

93 New Subparagraph; Department of Safety; Rulemaking Authority. Amend RSA 21-P:14, II by inserting after subparagraph (cc) the following new subparagraph:

(dd) The methods, procedures, and techniques for the testing of blood, urine, and breath to determine alcohol concentration as described under RSA 265:85, V

94 Department of Health and Human Services; General Provisions. Amend RSA 125:15-a to read as follows:

125:15-a Rulemaking. The commissioner of the department of health and human services shall adopt rules under RSA 541-A relative to:

I. The administration of the provisions of RSA 125:9 through 125:15.

II. The administration of occupational health programs under RSA 140.

III. The qualifications of the district health officer under RSA 127:6.

IV. The definition of a toxic substance under RSA 277-A:3, V.

~~V. [The methods, procedures, and techniques for the testing of blood, urine, and breath to determine alcohol concentration as described under RSA 265:85, V.]~~

~~VI.]~~ VI. The laboratory services to be provided and fees to be charged under RSA 131:4.

~~[VII.]~~ VII. The methods and procedures for requesting and conducting inspections pursuant to RSA 125:9, X, and the provision of technical consultation and recommendations that may result from such inspections.

~~[VIII.]~~ VIII. The methods and procedures necessary to conduct the rabies surveillance effort with the assistance of the department of agriculture, markets, and food and the fish and game department, as required under RSA 125:9, II.

~~[IX.]~~ IX. The procedures for disclosure of ownership interests by health care practitioners under RSA 125:25-c.

95 New Section; State Police. Amend RSA 106-B by inserting after section 2 the following new section:

106-B:2-a Forensic Science Laboratory. The commissioner of the department of safety may establish, equip, and operate a forensic science laboratory with such expert assistants and such facilities as are necessary to support the investigatory, analytical, and enforcement functions of the state criminal, motor vehicle, hazardous waste, and other public safety laws.

96 Laboratory of Hygiene. Amend RSA 131:4 to read as follows:

131:4 Service; Reimbursements; Rulemaking. The commissioner of the department of health and human services shall adopt rules pursuant to RSA 541-A relative to a list of laboratory services to be provided under this chapter and a schedule of fees for such services. The fees may be waived by the commissioner when the commissioner determines it is in

the best interests of the health of the public to do so. [~~Fees shall not be charged for laboratory services provided under RSA 265 and RSA 611.~~] Fees collected under this section shall be forwarded to the state treasurer to be deposited in the general fund.

97 Fish and Game; Blood Testing on Certain Hunting Fatalities. Amend RSA 214:20-I to read as follows:

214:20-I Blood Testing on Certain Hunting Fatalities. When death or serious bodily injury occurs to any person in the course of a hunting related shooting or the result of target practice, the person or persons responsible shall be tested for blood alcohol content. A law enforcement officer shall request a licensed physician, registered nurse, certified physician's assistant, or qualified medical technician or medical technologist to withdraw blood from each person involved, provided that the officer has probable cause to believe that the person responsible was under the influence of alcohol or a controlled drug or any combination of controlled drug or alcohol. All tests made under this section shall be conducted by the ~~[department of health and human services]~~ **forensic science laboratory established in RSA 106-B:2-a**, or in any other laboratory capable of conducting such tests which is licensed by the U.S. Department of Health and Human Services under the Clinical Laboratory Improvement Act of 1988 as amended. A copy of any report of any such test shall be kept on file by the medical examiner. The filed report is not a public record under RSA 91-A. However, the report shall be made available to any person, including their legal representative, who is or may be involved in a civil, criminal or administrative action arising out of an accident in connection with which the test was performed.

98 Administration of Alcohol Concentration Tests. Amend RSA 265:85, II to read as follows:

II. All such blood and urine tests made under the direction of a law enforcement officer shall be conducted in the **forensic science** laboratory of the department of ~~[health and human services]~~ **safety established in RSA 106-B:2-a** or, in the case of blood and urine samples to be tested for the presence of controlled drugs, in any other laboratory capable of conducting such tests which is licensed under the laws of this or any other state and which has also been licensed by the U.S. Department of Health and Human Services under the Clinical Laboratory Improvement Act of 1988, as amended.

99 Blood Testing of Certain Motor Vehicle Fatalities. Amend the introductory paragraph of RSA 265:93 to read as follows:

When a collision results in death or serious bodily injury to any person, all drivers involved, whether living or deceased, and all deceased vehicle occupants and pedestrians involved shall be tested for evidence of alcohol or controlled drugs. A law enforcement officer shall request a licensed physician, registered nurse, certified physician's assistant, or qualified medical technician or medical technologist to withdraw blood from each driver involved if living and from the body of each deceased driver, deceased occupant or deceased pedestrian, in accordance with RSA 611:6, II, for the purpose of testing for evidence of alcohol content or controlled drugs; provided that in the case of a living driver the officer has probable cause to believe that the driver caused the collision. All tests made under this section shall be conducted by the ~~[department of health and human services]~~ **forensic science laboratory established in RSA 106-B:2-a** or in any other laboratory capable of conducting such tests which is licensed under the laws of this or any other state

and which has also been licensed by the U.S. Department of Health and Human Services under the Clinical Laboratory Improvement Act of 1988, as amended. A copy of the report of any such test shall be kept on file by the medical examiner. The filed report is not a public record under RSA 91-A. However, the report shall be made available to the following:

100 Administration of Alcohol Concentration Tests. Amend RSA 270:52, II to read as follows:

II. All such blood and urine tests made under the direction of an authorized agent or a peace officer shall be conducted in the *forensic science* laboratory of the department of ~~[health and human services]~~ ***safety established in RSA 106-B:2-a.***

101 Duty of State Pathologist. Amend RSA 611:13 to read as follows:

611:13 Duty of State Pathologist. Whenever the chief medical examiner or designee requires expert investigation, either chemical or pathological, of any substance or article preserved from an autopsy or for use in any criminal case pending within their respective jurisdictions, such investigation may be made at the ~~[state]~~ *forensic science* laboratory of the department of ~~[health and human services]~~ ***safety established in RSA 106-B:2-a***, without charge or expense to the state or county, and the expert making such investigation shall submit a report of the results of the work to the chief medical examiner or designee requesting it.

102 References Amended. Amend the following RSA sections by replacing "the department of health and human services" with "the department of safety": RSA 265:85, III-V; the introductory paragraph of RSA 265:86; RSA 265:86, II; RSA 265:90, II-IV; RSA 265:92-a, II-III; RSA 270:52, III-V; the introductory paragraph of RSA 270:53; RSA 270:53, II; RSA 270:56, II-III; and RSA 270:57, II-III.

103 Repeal. The following are repealed:

I. RSA 106-G:1, VII, relative to the commissioner of the department of health and human services membership on the advisory committee on breath analyzer machines.

II. RSA 125:9, XIV, relative to the nomination of the state forensic toxicologist by the commissioner of the department of health and human services.

104 Transfer of Enhanced 911 System and the Bureau of Emergency Communications to the Department of Safety. Notwithstanding any law to the contrary, all of the functions, powers, duties, and responsibilities of the enhanced 911 system and the bureau of emergency communications established under RSA 106-H shall be transferred to the department of safety. The transfer shall also include all personnel, equipment, books, papers, records, unexpended appropriations, and other available funds in any account or subdivision of an account of the bureau of emergency communications. All existing rules, statutory responsibilities, regulations, and procedures in effect, in operation, or adopted by the enhanced 911 commission or the bureau of emergency communications are transferred to the department of safety, and are declared in effect and shall continue in effect until rescinded, revised, or amended in accordance with applicable law.

105 Powers of Governor and Council; Taking of Private Property. Amend the introductory paragraph of RSA 4:46, I to read as follows:

I. Whenever a state of emergency is declared or invoked and the taking of real or personal property is required, the governor with the advice and consent of the executive council may, by warrant specifying the particular real property and the personal property by specification of the

types, quantities, and general location, together with the names of the owners, when known, authorize the director of the division of ~~[fire safety and]~~ emergency management, by his or her agents, to:

106 Powers of Governor and Council; Taking of Private Property. Amend RSA 4:46, II to read as follows

II. Takings under this section shall be strictly limited to the necessities of the situation. The person proposing to take possession of any such property in the name of the state shall present to the owner or person in possession or control of the property a copy of the warrant under which the person purports to act certified by the director of the division of ~~[fire safety and]~~ emergency management. Upon taking possession or control of such property the person shall present a receipt specifically listing the property so taken and specifically referring to the warrant authorizing the taking.

107 Department of Safety; Division of Fire Safety and Emergency Management. Amend the section heading and the introductory paragraph of RSA 21-P:12 to read as follows:

21-P:12 Division of Fire Safety ~~[and Emergency Management]~~. There is established within the department a division of fire safety ~~[and emergency management]~~ under the supervision of an unclassified director of fire safety ~~[and emergency management]~~ who shall be known as the state fire marshal. The state fire marshal shall be nominated by the commissioner of safety, after consultation with the state advisory board of fire control, for appointment by the governor, with the consent of the council, and shall serve a term of 4 years until a successor is appointed. If no successor has been appointed with the consent of the council within 6 months of the expiration of the term, the governor shall appoint a successor with the consent of the council. The state fire marshal shall be academically and technically qualified to hold the position. The state fire marshal shall be a citizen of this state or become a citizen of this state within one year of his or her appointment. He or she shall devote his or her entire time to the duties of the division of fire safety ~~[and emergency management]~~ and shall receive the salary specified in RSA 94:1-a for the state fire marshal. The state fire marshal shall be responsible for the following functions, in accordance with applicable law:

108 New Paragraph; Department of Safety; Rulemaking. Amend RSA 21-P:14 by inserting after paragraph VII the following new paragraph:

VIII. The commissioner of safety, in consultation with the enhanced 911 commission, shall adopt rules, pursuant to RSA 541-A, relative to:

(a) The conduct of the enhanced 911 commission meetings.

(b) The development of minimum selection, educational, and training standards for emergency public safety answering point personnel.

(c) Procedures for the conduct of investigations authorized under RSA 106-H.

(d) Procedures for the collection and updating of the necessary database.

(e) Procedures for the necessary cooperation and coordination with telephone utilities, municipalities, and the public for the effective implementation of the enhanced 911 system.

(f) Procedures necessary for adequate funding of the enhanced 911 system, including coordination with the public utilities commission for appropriate tariff and billing mechanisms.

(g) Procedures necessary to provide for the proper administration of RSA 106-H.

109 Department of Safety; Fire and Standards Training Commission. Amend RSA 21-P:26, I to read as follows:

I. There shall be a fire standards and training commission consisting of 16 members, including the commissioner of safety or designee, the commissioner of education or designee, the attorney general or designee, the chief of the forest protection, the director of the division of fire standards and training, and the ~~[director of the division of fire safety and emergency management]~~ **state fire marshal**, who shall each serve during his or her continuance in such office, and one active member of each of the following associations or groups chosen by the governor, with the approval of the council, from a list of three qualified members submitted by each association or group:

110 Department of Safety; Subdivision Heading Amended. Amend the subdivision heading preceding RSA 21-P:34 to read as follows:

~~[Office]~~ **Division** of Emergency Management

111 Department of Safety; Office of Emergency Management; Purpose Amended. Amend RSA 21-P:34 to read as follows:

21-P:34 Purpose. Because of the possibility of the occurrence of natural and man-made disasters resulting from fire, flood, hurricane, earthquake, prolonged power outages, disruption or contamination of the food or water supply, degradation of critical facilities and vital systems, disruption of communication systems, or other natural, technological or man-made causes, and in order that the state of New Hampshire will be adequately prepared to cope with such disasters; and, generally, in order to preserve the lives and the property of the people of the state, a state ~~[office]~~ **division** of emergency management is hereby created under the direction of the director of ~~[fire safety and]~~ emergency management. The emergency management powers provided in this subdivision are conferred upon the governor and upon other executive heads of governing bodies of the state; the creation of local organizations for emergency management in the political subdivisions of the state is authorized; and provision is made for the rendering of mutual aid among the political subdivisions of the state and between this and other states and to cooperate with the federal government with respect to the carrying out of emergency management functions. It is further declared to be the purpose of this subdivision and the policy of the state that all emergency management functions of this state be coordinated to the maximum extent with the comparable functions of the federal government including its various departments and agencies, of other states and localities, and of private agencies of every type, to the end that the most effective preparation and use may be made of the nation's manpower, resources, and facilities for dealing with any disaster that may occur.

112 Department of Safety; Office of Emergency Management Amended. Amend RSA 21-P:35, IV to read as follows:

IV. "Director" means the director of the division of ~~[fire safety and]~~ emergency management.

113 Department of Safety; Division of Emergency Management Established. Amend RSA 21-P:36 to read as follows:

21-P:36 ~~[Office]~~ **Division** of Emergency Management~~[-Coordinator of Emergency Management]~~.

I. There is hereby created~~[-within the division of fire safety and emergency management, an office]~~ **a division** of emergency management under the supervision of the director of the division of ~~[fire safety~~

and] emergency management. The commissioner shall nominate a [~~coordinator~~] **director** of emergency management, for appointment by the governor, with the consent of the council. The [~~coordinator~~] **director** of emergency management shall be directly responsible to the [~~director~~] **commissioner** and shall carry out such duties as are specifically enumerated in this subdivision and as may be assigned to the [~~coordinator~~] **director** by the [~~director~~] **commissioner**. The [~~coordinator~~] **director** of emergency management shall be academically and technically qualified to hold the position and shall receive the salary specified in RSA 94:1-a for the [~~coordinator~~] **director** of emergency management. Notwithstanding any other provision of law to the contrary, the [~~coordinator~~] **director** of emergency management shall serve at the pleasure of the governor and may be removed, with or without cause, by the governor and council. If any vacancy in the position of [~~coordinator~~] **director** of emergency management exists, and no successor has been nominated by the commissioner within six months of the vacancy, the governor may appoint a successor with the consent of the council.

II. With the approval of the [~~director~~] **commissioner**, the [~~coordinator~~] **director** may employ such necessary technical, clerical, stenographic, and other personnel, and may make such necessary expenditures from state or federal funds as are or may be made available for purposes of emergency management. The [~~coordinator~~] **director** and other personnel of the [~~office~~] **division** of emergency management shall be provided with appropriate office space, furniture, equipment, supplies, stationery and printing, and funds for traveling and related expenses, in the same manner as provided for personnel of other state agencies. With the approval of the [~~director~~] **commissioner**, the [~~coordinator~~] **director** shall coordinate the activities of all organizations for emergency management within the state, state and local, county, and private, and shall maintain liaison with and cooperate with emergency management agencies and organizations of other states and of the federal government, and shall have such additional authority, duties, and responsibilities authorized by this subdivision as may be prescribed by the commissioner. If, as a result of a disaster declaration, the state of New Hampshire enters into an agreement with the federal government or another entity for assistance, either direct or indirect, financial or otherwise, such agreement shall be transmitted to the president of the senate and to the speaker of the house within 30 days after approval by the governor and council. Any obligation of the general fund of the state of New Hampshire as a result of such an agreement shall be submitted jointly to the general court by the president of the senate and speaker of the house for prompt payment. Administrative costs of the state of New Hampshire incident to such obligation shall be included in the submission to the general court.

114 Department of Safety; Emergency Management Powers Conferred. Amend the introductory paragraph of RSA 21-P:37 to read as follows:

The director shall have general direction and control of the [~~office~~] **division** of emergency management, and shall be responsible for the carrying out of the provisions of this subdivision. In the event of disaster beyond local control, the governor may assume direct operational control over all or any part of the emergency management functions within the state. In performing the director's duties under this subdi-

vision and to effect its policy and purposes, the director is authorized to cooperate with the federal government, with other states, and with private agencies in all matters pertaining to the emergency management of this state and of the nation, and is further authorized and empowered:

115 Department of Safety; Emergency Management Powers and Duties. Amend RSA 21-P:38 to read as follows:

21-P:38 Emergency Management Powers and Duties Regarding Communications Systems. The ~~[office]~~ **division** of emergency management shall ascertain what means exist for rapid and efficient communications during natural and man-made disasters. The division of emergency management shall consider the desirability of supplementing these communications resources or of integrating them into a comprehensive state or state and federal telecommunications or other communications system which may be established for purposes of emergency management. In studying the character and feasibility of any such system or its several parts, the ~~[office]~~ **division** of emergency management shall consult with the department of administrative services and evaluate the possibility of the multi-purpose use of such a system for general state and local government purposes. The ~~[office]~~ **division** of emergency management shall make recommendations regarding such communications systems to the director as appropriate.

116 Department of Safety; Advisory Council on Emergency Preparedness and Security. Amend RSA 21-P:48, I(a) to read as follows:

(a) The ~~[state coordinator]~~ **director of the division of** emergency management.

117 Department of Safety; Advisory Council on Emergency Preparedness and Security. Amend RSA 21-P:48, I (f) to read as follows:

(f) The director of the division of fire safety~~[and emergency management]~~.

118 Department of Safety; Advisory Council on Emergency Preparedness and Security. Amend RSA 21-P:48, I (h) to read as follows:

(h) The director of the governor's ~~[energy]~~ **office of state planning**.

119 Department of Safety; Advisory Council on Emergency Preparedness and Security. Amend RSA 21-P:48, II to read as follows:

II. The council shall advise the governor on issues involving the state's ability to respond to natural and man-made disasters, and the preparation and maintenance of a state disaster plan in conformance with any federal regulation. The director of the division of ~~[fire safety and]~~ emergency management shall seek the advice of the council in any matter pertaining to the state's emergency management plan, including the allocation of federal and state resources to meet the objectives of such plan. The council shall routinely report to the governor, senate president, and speaker of the house on any recommendations of the council which pertain to the state's preparedness and ability to respond to natural and man-made disasters. The ~~[director of the division of fire safety and emergency management]~~ **commissioner of the department of safety** shall be the chairman of the council.

120 Compensation of State Officers. Amend RSA 94-1:a, I (b), Grade EE as follows:

I. By deleting:

Department of safety,
office of emergency management

coordinator of emergency
management

II. By inserting:

Department of safety,
division of emergency management

director

121 Compensation of State Officers. Amend RSA 94:1-a, I (b), Grade FF by deleting:

Department of administrative
services

executive director,
bureau of emergency
communications

122 Enhanced 911 System; Definitions Amended. Amend RSA 106-H:2, III to read as follows:

III. "Bureau" means the bureau of emergency communications[~~established by the commission under RSA 106-H:3~~].

123 Enhanced 911 System; Definitions Amended. Amend RSA 106-H:2, V to read as follows:

V. "Commissioner" means the commissioner of the department of [administrative services] **safety**.

124 Enhanced 911 System; Commission and Bureau Established. Amend RSA 106-H:3 to read as follows:

I.(a) There is hereby established an enhanced 911 commission consisting of ~~[14]~~ **15** members, including the chief of the bureau of emergency medical service or designee, the chairman of the public utilities commission or designee, a representative of the department of safety, a public member, a police officer and firefighter both experienced in responding to emergency calls, a representative of the disabled community, and one active member recommended by each of the following organizations, nominated by the governor with the approval of the council:

(1) ~~[New England Telephone Company]~~ **Verizon**.

(2) New Hampshire Association of Fire Chiefs.

(3) New Hampshire Association of Chiefs of Police.

(4) New Hampshire Federation of Fire Mutual Aids.

(5) New Hampshire Municipal Association.

(6) New Hampshire Sheriffs Association.

(7) New Hampshire Telephone Association.

(8) The commissioner of the department of administration services.

(b) The ~~[commission]~~ **commissioner** shall establish a bureau of emergency communications ***within the division of emergency management created in RSA 21-P:36, and under the direction of the director of emergency management***, which shall administer enhanced 911 services. The ~~[commission]~~ **commissioner** shall oversee the administration of such services.

125 Enhanced 911 System; Powers and Duties Amended. Amend the introductory paragraph of RSA 106-H:5, I to read as follows:

I. The commission shall, ***with the approval of the commissioner***:

126 Enhanced 911 System; Powers and Duties Amended. Amend the introductory paragraph of RSA 106-H:5, II to read as follows:

II. The commission may, ***with the approval of the commissioner***:

127 Bureau of Emergency Communications; Personnel. RSA 106-H:6 is repealed and reenacted to read as follows:

106-H:6 Personnel. The director of the division of emergency management, subject to the approval of the commissioner, shall appoint such personnel as may be necessary to perform the duties assigned by the bureau subject to the limits of available funds. Personnel appointed under this section shall be classified state employees as defined by the division of personnel.

128 New Hampshire Retirement System; Membership. Amend RSA 100-A:3, III-c to read as follows:

III-c. Notwithstanding the provisions of RSA 100-A:1, VIII, any permanent fireman who has been a group II member and who has 10 years'

fire service experience, or any person included in the definition of "fire service personnel" as defined in RSA 21-P:25, II(c) who has 10 years' fire service experience, who is or becomes the director of the division of fire safety [~~and emergency management~~], the administrator of the fire standards and training commission, any fire instructor, supervisor, instructor, or other technical specialist who has hazardous materials, firefighting, or rescue training functions and who has as a job requirement satisfied the fire standards and training commission's entrance and certification requirements for physical condition, education, and training shall be construed to be a permanent fireman for the purposes of membership in group II and shall remain in the system for the duration of service in that capacity with the fire standards and training commission.

129 Transportation of High-Level Radioactive Waste. Amend RSA 107-D:9 to read as follows:

107-D:9 Coordination With Other Agencies. The department is expressly authorized to coordinate with or to contract with the [~~office~~] **division** of emergency management established in RSA 21-P:36 and with other state agencies or departments, including but not limited to the department of transportation and the department of health and human services, to perform any activities necessary to implement this chapter.

130 Emergency Management Assistance Compact and Northeastern American/Canadian Emergency Management Assistance Compact. Amend RSA 108:3, Article II, subparagraph (d) to read as follows:

(d) In New Hampshire, this compact shall be administered by the [~~New Hampshire office~~] **division** of emergency management.

131 Firewards, Firefighters and Fire Hazards. Amend RSA 154:30-c, I to read as follows:

I. A district fire mutual aid system shall coordinate the services of all municipalities and fire departments belonging to it so as to provide better and more efficient cooperation in the protection of life and property within the area which it comprises and toward this end shall cooperate with other state agencies including the [~~state and local office~~] **division** of emergency management **and local emergency management offices**.

132 Council on Resources and Development. Amend RSA 162-C:1, VII to read as follows:

VII. The director or assistant director, [~~office~~] **division** of emergency management.

133 New Hampshire Safe Drinking Water Act; Emergency Planning. Amend RSA 485:40 to read as follows:

485:40 Emergency Planning. The department shall develop plans, with the advice and assistance of the [~~office~~] **division** of emergency management, and of the public water systems of the state, for emergency conditions and situations that may endanger the public health or welfare by contamination of drinking water. Such plans may include potential sources of contaminants and situations or conditions that could place them in the sources of public drinking water, techniques and methods to be used by public water systems to reduce or eliminate the dangers to public health caused thereby, methods and times for analysis or testing during such emergency conditions or situations, alternate sources of water available to public water systems, and methods of supplying drinking water to consumers if a public water system cannot supply such water.

134 Wiretapping and Eavesdropping. Amend RSA 570-A:2, II (h) to read as follows:

(h) Any municipal, county, or state fire or police department, the [~~office~~] **division** of emergency management as created by RSA 21-P:36, the bureau of emergency communications as defined by RSA 106-H, or

any independently owned emergency service, and their employees in the course of their employment, when receiving or responding to emergency calls, to intercept, record, disclose or use a telecommunication, while engaged in any activity which is a necessary incident to the rendition of service or the protection of life or property.

135 Department of Safety; Public Health Emergency Management Powers and Duties. Amend RSA 21-P:49, I to read as follows:

I. Subject to the direction and control of the governor, the commissioner shall have the responsibility and authority to carry out all public health activities within the state in cooperation and collaboration with the [office] *division* of emergency management.

136 Department of Safety; Nomination of Director of Division of Emergency Management. No later than 60 days after the effective date of this section, the commissioner of the department of safety shall nominate a director of the division of emergency management for approval by the governor with the consent of the council. The provisions of RSA 21-P:3 shall apply to the nomination and appointment of such director.

137 Repeal. The following are repealed:

I. RSA 21-P:12, V, relative to oversight of the office of emergency management by the state fire marshal.

II. RSA 21-P:35, II, relative to the coordinator of emergency management.

III. RSA 21-P:37, V, relative to the delegation of administrative authority to the coordinator of emergency management.

IV. RSA 106-H:4, relative to the administrative attachment of the bureau of emergency communications to the office of the commissioner of the department of administrative services.

V. RSA 106-H:5, I (a), relative to the power of the enhanced 911 commission to implement and administer an enhanced 911 system.

VI. RSA 106-H:5, I (g), relative to the power of the enhanced 911 commission to establish the duties and qualifications of the director.

VII. RSA 106-H:7, relative to rulemaking authority of the bureau of emergency communications.

138 Contingency. Sections 104-137 of this act shall take effect upon the expiration of the term of office of the executive director appointed pursuant to RSA 106-H:6 serving on July 1, 2003.

139 Reimbursement of Meals and Rooms Taxes Paid by the City of Manchester. Notwithstanding any other provision of law, the state shall reimburse the city of Manchester up to \$44,293 in addition to the amount calculated to be reimbursed under RSA 78-A:26. Reimbursement shall be contingent upon submission of documentation from the city of Manchester to the department of revenue administration supporting that up to \$44,293 of meals and rooms tax payments have been made by the city to vendors. Such additional sum, up to \$44,293 as certified by the department of revenue administration, shall be paid at the time distribution under RSA 78-A:26 is made for fiscal year 2004. The total amount reimbursed shall be reduced by any commissions paid to the operators and distributions made in prior fiscal years to the city of Manchester from these funds.

140 Land and Community Heritage Investment Program; Authority to Adopt Guidelines for Revolving Loan Fund Program. Amend RSA 227-M:5, II(b) and (c) to read as follows:

(b) The restoration or rehabilitation of cultural and historical buildings or structures; *and*

(c) The stewardship and monitoring of resource assets on which program funds are expended; *and*

(d) The operation of the land and community heritage investment program revolving loan fund program pursuant to RSA 227-M:7-b.

141 New Section; Land and Community Heritage Investment Program Revolving Loan Fund Established. Amend RSA 227-M by inserting after section 7-a the following new section:

227-M:7-b Land and Community Heritage Investment Program Revolving Loan Fund.

I. There is hereby established in the office of the state treasurer a fund to be known as the land and community heritage investment program revolving loan fund which shall be kept separate and distinct from all other funds. Moneys in the fund shall be nonlapsing and shall be continually appropriated to the land and community heritage investment program, and shall be used to provide low-interest or no-interest loans to New Hampshire municipalities and non-profit organizations to conserve and protect New Hampshire's natural, cultural, and historic resources.

II. A municipality or non-profit organization shall repay any loan made pursuant to this section upon such terms and conditions as are recommended by the authority. The term of the loan shall be determined by the authority, and to the extent possible consistent with this section be determined so as to match the useful life of the improvements funded by the loan. The terms and conditions shall be contained in a binding agreement between the authority and the municipality or non-profit organization, and shall be sufficient to fully reimburse the authority for the loan. All money received through reimbursement shall be deposited by the state treasurer in the land and community heritage investment program revolving loan fund.

III. Any appropriations received for the purposes of the land and community heritage investment program revolving loan fund program shall be deposited in the fund for such purpose. Moneys in the fund and any interest earned on the fund shall be used for the purpose of the revolving loan program.

142 Land and Community Heritage Investment Program; Program Administration. Amend the introductory paragraph of RSA 227-M:8, III to read as follows:

III. Financial assistance to eligible applicants shall be provided through grants and block grants (grants to another organization for regranting) **and loans**. Financial assistance may only be expended on eligible resources for the following purposes:

143 New Subparagraph; State Accounts; Application of Receipts; Land and Community Heritage Investment Program Revolving Loan Fund Added to List of Dedicated Funds. Amend RSA 6:12, I by inserting after subparagraph (mmmmmmmmmm) the following new subparagraph:

(nnnnnnnnn) Moneys deposited in the land and community heritage investment program revolving loan fund under RSA 227-M:7-b.

144 Public Kindergarten Programs; Per Pupil Reimbursement. Amend 1999, 65:9, I(a) as amended by 2000, 289:2, as amended by 2001, 158:37 to read as follows:

I.(a) If a school district implements a public kindergarten program during school year 1999-2000 through school year ~~2002-2003~~ **2004-2005** inclusive, the school district maintaining such a kindergarten program shall receive reimbursement at the rate of \$1200 per pupil from the education trust fund created in RSA 198:39 for each fiscal year through June 30, ~~2003~~ **2005**.

145 Adequate Education Grants; Footnote Added. Amend 2001, 130:1, 06, 03, 02, 02, 04, class 91 to read as follows:

	FISCAL YEAR	FISCAL YEAR
	2002	2003
06 EDUCATION		
03 DEPARTMENT OF EDUCATION		
02 OFFICE OF THE DEP		
COMMISSIONER		
02 FINANCIAL AID TO		
DISTRICTS-ST.		
04 ADEQUATE EDUCATION		
GRANTS		
90 HARDSHIP GRANTS	5,000,000	5,000,000
91 ADEQUATE EDUCATION		
GRANTS*	882,630,084	899,495,135
TOTAL	887,630,084	904,495,135

** The total appropriated in Class 91 includes \$1,972,800 for fiscal year 2002 for kindergarten aid and \$2,625,600 in fiscal year 2003 for kindergarten aid. The amount appropriated for kindergarten aid in fiscal year 2003 shall not lapse until June 30, 2005.*

146 Kindergarten Construction Program. Amend RSA 198:15-r, I to read as follows:

I. There is established in the department of education a kindergarten construction program. For the ~~7-year~~ **8-year** period starting July 1, 1997, and ending June 30, ~~[2004]~~ **2005**, the commissioner of education shall make grants available to eligible districts that currently do not operate a public kindergarten program to cover 75 percent of the actual cost of construction of kindergarten facilities, exclusive of site acquisition and core facilities. Grants shall also cover the cost of initial equipment needed to operate a kindergarten program.

147 Kindergarten Construction Program Extended. Amend 2001, 287:7, I to read as follows:

I. Paragraph II of section 6 of this act shall take effect July 1, ~~[2004]~~ **2005**.

148 Pease Development Authority; Airport Acquisitions and Airport Projects; State Bond Guarantee. Amend RSA 12-G:31, I to read as follows:

I. In view of the general public benefits expected to be derived from the airport property acquisitions and airport projects to be financed under this chapter, and their contribution to the social and economic prosperity of the state and its political subdivisions, the governor and council may award an unconditional state guarantee of the principal and interest thereon of bonds issued pursuant to RSA 12-G:17-28. The full faith and credit of the state shall be pledged for any such guarantees of principal and interest, but the total amount of the principal of bonds guaranteed by the state under this section shall not exceed ~~[\$50,000,000]~~ **\$80,000,000**, plus interest. The governor, with the advice and consent of the council, is authorized to draw a warrant for such a sum out of any money in the treasury not otherwise appropriated, for the purpose of honoring any guarantee awarded under this section. The state's guarantee shall be evidenced on each guaranteed bond by an endorsement signed by the state treasurer in substantially the following form:

The state of New Hampshire hereby unconditionally guarantees the payment of the whole of the principal and interest thereon of the within bond and for the performance of such guarantee the full faith and credit of the state are pledged.

State Treasurer

149 Pease Development Authority; Comprehensive Development Plan; State Guarantee of Bond. Amend RSA 12-G:33 to read as follows.

12-G:33 Comprehensive Development Plan Required. Notwithstanding any other provision of law and subject to approval by the fiscal committee of the general court of a comprehensive development plan for the former Pease Air Force Base prepared and submitted by the authority, the governor and council may award an unconditional state guarantee of the principal and interest thereon of bonds issued under this section. The full faith and credit of the state shall be pledged for any such guarantees of principal and interest, but the total amount of the principal of bonds guaranteed by the state under this section shall not exceed [~~\$35,000,000~~] **\$5,000,000**, plus interest. The comprehensive development plan shall include the designation and delineation of a research district within the bounds of the former Pease Air Force Base. The governor, with the advice and consent of the council, is authorized to draw a warrant for such a sum out of any money in the treasury not otherwise appropriated, for the purpose of honoring any guarantee awarded under this section. The state's guarantee shall be evidenced on each guaranteed bond by an endorsement signed by the state treasurer in substantially the following form:

The state of New Hampshire hereby unconditionally guarantees the payment of the whole of the principal and interest thereon of the within bond and for the performance of such guarantee the full faith and credit of the state are pledged.

State Treasurer

150 Committee Established. There is established a committee to study the application of the communications services tax to the provision of Internet services.

151 Membership and Compensation.

I. The members of the committee shall be as follows:

(a) Three members of the house of representatives, appointed by the speaker of the house of representatives.

(b) Three members of the senate, appointed by the president of the senate.

II. Members of the committee shall receive mileage at the legislative rate when attending to the duties of the committee.

152 Duties. The committee shall study the application of the communications services tax to the provision of Internet services.

153 Chairperson; Quorum. The members of the study committee shall elect a chairperson from among the members. The first meeting of the committee shall be called by the first-named house member. The first meeting of the committee shall be held within 45 days of the effective date of this section. Four members of the committee shall constitute a quorum.

154 Report. The committee shall report its findings and any recommendations for proposed legislation to the speaker of the house of representatives, the senate president, the house clerk, the senate clerk, the governor, and the state library on or before November 1, 2003.

155 Order of Names on Presidential Primary Ballots. Amend RSA 656:32 to read as follows:

656:32 Other Provisions. The provisions of RSA 656:24-656:28 relating to state primary election ballots shall apply to presidential primary ballots, ***except that candidates on the presidential primary ballot shall be listed in the alphabetical order of their surnames.***

156 Investor Education Fund Lapse. Notwithstanding RSA 421-B:21, II-c and 421-B:26, IV, all funds received under the global settlement relative to conflicts of interest between research analysts and investment

banking, up to \$3,700,000, shall lapse from the investor education fund to the general fund as soon as such funds become available during the fiscal year ending June 30, 2004.

157 Repeal. The following are repealed, and the balance of the health care fund as of June 30, 2003 shall lapse to the general fund:

I. RSA 167:69 through RSA 167:75, relative to health care fund.

II. RSA 6:12, I(tttt), relative to moneys deposited in the health care fund.

III. 1997, 351:74, relative to medicaid revenues transferred to health care transition fund.

158 Commission Established. There is established a commission to review and recommend changes to improve the delivery of community mental health services and to review the structure of the division of behavioral health services, department of health and human services.

159 Membership and Compensation.

I. The members of the commission shall be as follows:

(a) Two members of the house of representatives, appointed by the speaker of the house of representatives.

(b) Two members of the senate, appointed by the president of the senate.

(c) Two members representing community mental health centers, appointed by the Community Behavioral Health Association.

(d) The commissioner of the department of health and human services, or designee.

(e) The director or acting director of the division of behavioral health, department of health and human services.

(f) The executive director of the New Hampshire Disabilities Rights Center, Inc.

(g) Three members representing mental health consumers or families utilizing mental health services, appointed by the governor with the consent of the council.

II. Legislative members of the commission shall receive mileage at the legislative rate when attending to the duties of the commission.

160 Duties. The commission shall study the behavioral health delivery system within the department of health and human services and provide recommendations with the following goals:

I. A review of the existing regulatory and auditing functions, including the elimination of unnecessary regulation.

II. Study changes that promote a state management structure that limits overhead expenses and provides appropriate expenditures for behavioral health services.

III. Determine whether the existing structure is the most appropriate structure for the oversight and delivery of community mental health services.

IV. A review of the efficiency and effectiveness of the existing mental health services delivery system.

161 Chairperson; Quorum. The members of the study commission shall elect a chairperson from among the members. The first meeting of the commission shall be called by the first-named house member. The first meeting of the commission shall be held within 45 days of the effective date of this section. Six members of the commission shall constitute a quorum.

162 Report. The commission shall report its findings and any recommendations for proposed legislation to the speaker of the house of representatives, senate president, the house clerk, the senate clerk, the governor, and the state library on or before December 1, 2003.

163 State Bonds; Maturity. Amend RSA 6-A:2 to read as follows:

6-A:2 Denominations; Form and Maturities. The bonds shall be issued by the state treasurer when authorized by the governor and council. They may be issued at one time or in a series from time to time. The maturity dates of each series shall be determined by the governor and council, but in no case shall they be later than ~~[20]~~ 30 years from the date of issue. The bonds may be redeemable before maturity at the option of the governor and council at such price or prices and under such terms and conditions as may be fixed by the governor and council prior to the issue of the bonds. The bonds shall be in such form and denominations as the governor and council shall determine and, subject to RSA 6:14 and 6:15, may be nonregistrable or registerable as to principal only or registerable as to both principal and interest. Subject to the provisions of RSA 93-A, they shall be signed by the treasurer and countersigned by the governor. They shall be deemed a pledge of the faith and credit of the state.

164 State Bonds; Maturity; 2005 Version. Amend RSA 6-A:2 to read as follows:

6-A:2 Denominations; Form and Maturities. The bonds shall be issued by the state treasurer when authorized by the governor and council. They may be issued at one time or in a series from time to time. The maturity dates of each series shall be determined by the governor and council, but in no case shall they be later than ~~[30]~~ 20 years from the date of issue. The bonds may be redeemable before maturity at the option of the governor and council at such price or prices and under such terms and conditions as may be fixed by the governor and council prior to the issue of the bonds. The bonds shall be in such form and denominations as the governor and council shall determine and, subject to RSA 6:14 and 6:15, may be nonregistrable or registerable as to principal only or registerable as to both principal and interest. Subject to the provisions of RSA 93-A, they shall be signed by the treasurer and countersigned by the governor. They shall be deemed a pledge of the faith and credit of the state.

165 Effective Date.

I. Sections 16, 29, 39, 144, and 145 of this act shall take effect June 30, 2003.

II. Sections 25 and 26 of this act shall take effect as provided in section 28 of this act.

III. Sections 36, 139, 150-154, and 158-162 of this act shall take effect upon its passage.

IV. Sections 85-103 of this act shall take effect January 1, 2004.

V. Sections 104-137 of this act shall take effect as provided in section 138 of this act.

VI. Section 164 of this act shall take effect June 30, 2005.

VII. The remainder of this act shall take effect July 1, 2003.

2003-1970s

AMENDED ANALYSIS

This bill:

I. Provides that, for the biennium ending June 30, 2005, the department of health and human services may accept and expend additional revenues above budgeted amounts for provider payments and certain other programs and services.

II. Provides that the commissioner of the department of health and human services may implement a preferred drug list program with fiscal committee approval.

III. Provides that the governor may choose not to take a salary and may designate the money for employee incentives.

IV. Establishes the nurses stat program to provide scholarship assistance to nursing students who will serve in New Hampshire and to provide grants to the regional community-technical colleges.

V. Provides that qualified, state employees laid off between January 1, 2003 and July 1, 2005 shall be given hiring priority for open positions in state government.

VI. Changes the name of the office of state planning to the office of state planning and energy programs.

VII. Provides that a portion of the department of environmental services' lab equipment revolving fund shall lapse to the general fund.

VIII. Transfers the community development block grant program from the office of state planning to the community development finance authority.

IX. Adds \$20 to certain court filing fees.

X. Changes the procedures for payment of autopsy expenses by the state and by counties.

XI. Amends fees charged by the secretary of state.

XII. Transfers certain funds collected by the secretary of state to the election fund for the biennium ending June 30, 2005, contingent on the passage of HB 577-FN-A-LOCAL, which establishes the election fund.

XIII. Provides that funds in the investor education fund excess of \$653,500 at the end of fiscal year 2004 shall be credited to the general fund.

XIV. Provides that, for the biennium ending June 30, 2005, \$2,000,000 of unexpended catastrophic special education aid shall not be distributed for court-ordered placements but shall lapse to the general fund.

XV. Provides that the regional community-technical colleges shall not be required to utilize the services of the bureau of graphic services unless they choose to do so.

XVI. Authorizes the department of health and human services to transfer funds within and among all PAUs within the department for certain purposes, subject to approval of the fiscal committee and governor and council.

XVII. Makes certain appropriations allocated in 2001, 130 to the office of information systems nonlapsing.

XVIII. Authorizes a longevity payment for a certain position in the department of health and human services. Funding for the longevity payment shall be from appropriations for positions that are not filled.

XIX. Provides for recognition of out-of-state registration of radiation producing machines.

XX. Requires the department of health and human services to conduct an audit of the medicaid program by November 1, 2003.

XXI. Requires the commissioner of the department of administrative services to implement a state employee self-insured health insurance program and report to the fiscal committee.

XXII. Permits unconditional transfers from the revenue stabilization reserve account to eliminate general fund operating budget deficits at the close of fiscal year 2003.

XXIII. Provides that, for the biennium ending June 30, 2005, revenue generated by the liquor commission shall be deposited in the general fund.

XXIV. Changes the calculation of average annual cost for certain long-term care.

XXV. Sets the rate for the medicaid enhancement tax at 6 percent upon the gross patient services revenue of every hospital.

XXVI. Clarifies the funding for positions in the office of victims/witness assistance.

XXVII. Increases the rate of communications services taxes from 4.5 percent to 7 percent of the gross charge.

XXVIII. Repeals performance based budgeting.

XXIX. Requires the department of health and human services to use private providers for case management services under the medicaid home and community-based care waiver program for the elderly and chronically ill (HCBC-ECI).

XXX. Removes a discount for wholesalers on cash purchases of tobacco tax stamps. The bill also repeals a provision allowing wholesalers of tobacco to retain 3 percent of tobacco tax revenue collected as compensation.

XXXI. Increases the motor vehicle inspection sticker fee.

XXXII. Establishes a state jobs grant fund for Coos and Sullivan counties from which grants may be made by the commissioner of resources and economic development to businesses which create jobs in areas with high rates of unemployment or underemployment.

XXXIII. Extends the reporting dates for the instream flows and water management study pilot program by 2 years.

XXXIV. Transfers \$355,000 from the source water protection program to the instream flows and water management study pilot program.

XXXV. Transfers the administration of vital records from the department of health and human services to the department of state.

XXXVI. Transfers all functions, powers, duties, and responsibilities of the department of corrections drug testing, and all functions, powers, duties, and responsibilities of the department of health and human services, division of public health laboratory used for the testing of blood, urine, and breath to the forensic science laboratory which is established within the department of safety, division of state police.

XXXVII. Creates a division of emergency management under a director of emergency management within the department of safety.

XXXVIII. Brings the enhanced 911 system and the bureau of emergency communications within the authority of the department of safety.

XXXIX. Refunds certain meals and rooms taxes paid by the city of Manchester.

XL. Establishes the land and community heritage investment program revolving loan fund program.

XLI. Extends kindergarten aid through June 30, 2005 for those school districts which implemented a public kindergarten program during school year 1999-2000 through school year 2004-2005 inclusive.

XLII. Extends the kindergarten construction program from July 1, 2004 to July 1, 2005. Current law would repeal the program on July 1, 2004.

XLIII. Increases the maximum state guarantee amount for principal of bonds for Pease development authority airport acquisitions and airport projects. The bill decreases the maximum state guarantee amount for principal of bonds for the Pease development authority comprehensive development plan.

XLIV. Establishes a committee to study the application of the communications services tax to the provision of Internet services.

XLV. Requires candidates on the presidential primary ballot to be listed in the alphabetical order of their surnames.

XLVI. Lapses \$3,700,000 from the investor education fund to the general fund.

XLVII. Repeals the health care fund and lapses the remainder of the fund to the general fund.

XLVIII. Establishes a commission to study the delivery of community and mental health services and the structure of the division of behavioral health services.

XLIX. Extends the maturity date for state bonds to 30 years, and returns the maturity date to 20 years effective in 2005.

SENATOR GREEN: Thank you Mr. President. I rise in support of the motion and hope that all of my colleagues support it. Thank you.

Amendment adopted.

Senator Below offered a floor amendment.

Sen. Below, Dist 5

Sen. Foster, Dist. 13

Sen. Larsen, Dist. 15

Sen. Estabrook, Dist. 21

Sen. Cohen, Dist. 23

June 4, 2003

2003-2000s

01/03

Floor Amendment to HB 2-FN-A

Amend the bill by replacing section 144 with the following:

144 Public Kindergarten Programs; Per Pupil Reimbursement. Amend 1999, 65:9, I(a) as amended by 2000, 289:2, as amended by 2001, 158:37 to read as follows:

I.(a) If a school district implements a public kindergarten program during school year 1999-2000 through school year ~~2002-2003~~ **2004-2005** inclusive, the school district maintaining such a kindergarten program shall receive reimbursement at the rate of ~~[\$1200]~~ **\$1,600** per pupil from the education trust fund created in RSA 198:39 for each fiscal year through June 30, ~~[2003]~~ **2005**.

SENATOR BELOW: Thank you Mr. President. I rise to offer a floor amendment. It is short. Yes, this does one simple thing. It changes the rate of reimbursement for school districts that have started a new kindergarten program and whose kindergarten pupils are not counted in the ADMR for purposes of the Adequate Education Grants from \$1,200 per pupil to \$1,600 per pupil. Sixteen hundred per pupil or a little bit more is approximately what existing school districts get for kindergarten pupils. I fail to understand why we shouldn't be giving new kindergarten programs the same amount per pupil or close to the same amount per pupil as we give existing programs, especially since we have defined kindergarten and kindergarten pupils as part of our cost of an adequate education. I think that we should treat new programs on par with existing programs. Incidentally, the net cost of this is projected to be \$316,000 over the biennium, but that is no increase in general funds because within HB 2, funds for kindergarten are lapsed that are more than enough to cover that costs. Thank you.

SENATOR CLEGG: Thank you Mr. President. I rise in opposition to this amendment. I hate to point out to everyone that we spent long nights here, eleven o'clock, quarter of one, and we dealt with this, and we looked at it and we have done the best that we can. If we continue to spend the rest of the day tinkering with what the committee has done in a bipartisan fashion, it will be quarter of one once more before we get out of here. I urge my colleagues to vote no.

Question is on the adoption of the floor amendment.

A roll call was requested by Senator Below.

Seconded by Senator Larsen.

The following Senators voted Yes: Below, Foster, Larsen, D'Allesandro, Estabrook, Cohen.

The following Senators voted No: Gallus, Johnson, Kenney, Boyce, Green, Flanders, Odell, Roberge, Peterson, O'Hearn, Clegg, Gatsas, Barnes, Martel, Sapareto, Morse, Prescott.

Yeas: 6 - Nays: 17

Floor amendment failed.

Senator Larsen offered a floor amendment.

Sen. Larsen, Dist. 15

Sen. Estabrook, Dist. 21

Sen. Below, Dist. 5

Sen. Cohen, Dist. 24

June 4, 2003

2003-2003s

03/01

Floor Amendment to HB 2-FN-A

Amend the bill by inserting after section 164 the following and renumbering the original section 165 to read as 168:

165 Land and Community Heritage Investment Program; Administrative Fund. Amend RSA 227-M:7-a, I to read as follows:

I. There is established in the office of the state treasurer a fund to be known as the land and community heritage investment program administrative fund into which the state treasurer shall credit any revenue generated pursuant to RSA 261:97-b, I-a. [~~For the biennium ending June 30, 2003~~] There shall also be deposited, on a monthly basis, interest income generated on appropriations made to the land and community heritage investment program trust fund pursuant to RSA 227-M:7. The total revenues generated to the administrative fund from these 2 sources for each year of [~~said~~] **the** biennium shall not exceed \$335,000.

166 New Section; Tax on Meals and Rooms; "Preserve New Hampshire" Fee on Motor Vehicle Rentals. Amend RSA 78-A by inserting after section 6-a the following new section:

78-A:6-b "Preserve New Hampshire" Fee on Motor Vehicle Rentals.

I. In addition to the tax under RSA 78-A:6, II-a, each operator collecting the tax paid by a renter of a motor vehicle under RSA 78-A shall collect a flat fee of \$2 per day, to be known as the "Preserve New Hampshire" fee, on each motor vehicle rental.

II. The following rentals of motor vehicles are exempt from the fee imposed under paragraph I:

(a) Rentals paid by the federal government, the state, or any political subdivision of the state.

(b) Rentals by nonprofit corporations, associations, or organizations operated exclusively for religious, educational, or charitable purposes.

III. Notwithstanding RSA 78-A:26, III, all revenue generated from the fee collected under paragraph I shall be deposited in the trust fund for the New Hampshire land and community heritage investment program established in RSA 227-M:7.

167 Tax on Meals and Rooms; Suety Bonds; Reference Added. Amend RSA 78-A:8-b, I to read as follows:

I. When the commissioner or his designee, in his *or her* discretion, deems it necessary to protect the revenues to be obtained under this chapter, he *or she* may, after notice and hearing, require any operator required to collect the tax imposed by RSA 78-A:6 *or the fee on motor vehicle rentals under RSA 78-A:6-b*, to file ~~[with him]~~ a bond issued by a surety company authorized by the New Hampshire insurance department to do business in this state, in an amount fixed by the commissioner or his *or her* designee, to secure the payment of any tax, interest or penalties due, or which may become due. The operator shall file a bond within 10 days after the department has issued and mailed such notice. Surety bonds may be required in situations such as, but not limited to, failure to file returns, failure to make payments with returns at the time required by law, tender by an operator of checks returned for insufficient funds, failure to pay interest and penalties assessed, operators who are itinerant, transient or temporary, and any other situation which, in the discretion of the commissioner or his *or her* designee, renders the collection of the tax in jeopardy.

2003-2003s

AMENDED ANALYSIS

This bill:

I. Provides that, for the biennium ending June 30, 2005, the department of health and human services may accept and expend additional revenues above budgeted amounts for provider payments and certain other programs and services.

II. Provides that the commissioner of the department of health and human services may implement a preferred drug list program with fiscal committee approval.

III. Provides that the governor may choose not to take a salary and may designate the money for employee incentives.

IV. Establishes the nurses stat program to provide scholarship assistance to nursing students who will serve in New Hampshire and to provide grants to the regional community-technical colleges.

V. Provides that qualified, state employees laid off between January 1, 2003 and July 1, 2005 shall be given hiring priority for open positions in state government.

VI. Changes the name of the office of state planning to the office of state planning and energy programs.

VII. Provides that a portion of the department of environmental services' lab equipment revolving fund shall lapse to the general fund.

VIII. Transfers the community development block grant program from the office of state planning to the community development finance authority.

IX. Adds \$20 to certain court filing fees.

X. Changes the procedures for payment of autopsy expenses by the state and by counties.

XI. Amends fees charged by the secretary of state.

XII. Transfers certain funds collected by the secretary of state to the election fund for the biennium ending June 30, 2005, contingent on the passage of HB 577-FN-A-LOCAL, which establishes the election fund.

XIII. Provides that funds in the investor education fund excess of \$653,500 at the end of fiscal year 2004 shall be credited to the general fund.

XIV. Provides that, for the biennium ending June 30, 2005, \$2,000,000 of unexpended catastrophic special education aid shall not be distributed for court-ordered placements but shall lapse to the general fund.

XV. Provides that the regional community-technical colleges shall not be required to utilize the services of the bureau of graphic services unless they choose to do so.

XVI. Authorizes the department of health and human services to transfer funds within and among all PAUs within the department for certain purposes, subject to approval of the fiscal committee and governor and council.

XVII. Makes certain appropriations allocated in 2001, 130 to the office of information systems nonlapsing.

XVIII. Authorizes a longevity payment for a certain position in the department of health and human services. Funding for the longevity payment shall be from appropriations for positions that are not filled.

XIX. Provides for recognition of out-of-state registration of radiation producing machines.

XX. Requires the department of health and human services to conduct an audit of the medicaid program by November 1, 2003.

XXI. Requires the commissioner of the department of administrative services to implement a state employee self-insured health insurance program and report to the fiscal committee.

XXII. Permits unconditional transfers from the revenue stabilization reserve account to eliminate general fund operating budget deficits at the close of fiscal year 2003.

XXIII. Provides that, for the biennium ending June 30, 2005, revenue generated by the liquor commission shall be deposited in the general fund.

XXIV. Changes the calculation of average annual cost for certain long-term care.

XXV. Sets the rate for the medicaid enhancement tax at 6 percent upon the gross patient services revenue of every hospital.

XXVI. Clarifies the funding for positions in the office of victims/witness assistance.

XXVII. Increases the rate of communications services taxes from 4.5 percent to 7 percent of the gross charge.

XXVIII. Repeals performance based budgeting.

XXIX. Requires the department of health and human services to use private providers for case management services under the medicaid home and community-based care waiver program for the elderly and chronically ill (HCBC-ECI).

XXX. Removes a discount for wholesalers on cash purchases of tobacco tax stamps. The bill also repeals a provision allowing wholesalers of tobacco to retain 3 percent of tobacco tax revenue collected as compensation.

XXXI. Increases the motor vehicle inspection sticker fee.

XXXII. Establishes a state jobs grant fund for Coos and Sullivan counties from which grants may be made by the commissioner of resources and economic development to businesses which create jobs in areas with high rates of unemployment or underemployment.

XXXIII. Extends the reporting dates for the instream flows and water management study pilot program by 2 years.

XXXIV. Transfers \$355,000 from the source water protection program to the instream flows and water management study pilot program.

XXXV. Transfers the administration of vital records from the department of health and human services to the department of state.

XXXVI. Transfers all functions, powers, duties, and responsibilities of the department of corrections drug testing, and all functions, powers, duties, and responsibilities of the department of health and human ser-

vices, division of public health laboratory used for the testing of blood, urine, and breath to the forensic science laboratory which is established within the department of safety, division of state police.

XXXVII. Creates a division of emergency management under a director of emergency management within the department of safety.

XXXVIII. Brings the enhanced 911 system and the bureau of emergency communications within the authority of the department of safety.

XXXIX. Refunds certain meals and rooms taxes paid by the city of Manchester.

XL. Establishes the land and community heritage investment program revolving loan fund program.

XLI. Extends kindergarten aid through June 30, 2005 for those school districts which implemented a public kindergarten program during school year 1999-2000 through school year 2004-2005 inclusive.

XLII. Extends the kindergarten construction program from July 1, 2004 to July 1, 2005. Current law would repeal the program on July 1, 2004.

XLIII. Increases the maximum state guarantee amount for principal of bonds for Pease development authority airport acquisitions and airport projects. The bill decreases the maximum state guarantee amount for principal of bonds for the Pease development authority comprehensive development plan.

XLIV. Establishes a committee to study the application of the communications services tax to the provision of Internet services.

XLV. Requires candidates on the presidential primary ballot to be listed in the alphabetical order of their surnames.

XLVI. Lapses \$3,700,000 from the investor education fund to the general fund.

XLVII. Repeals the health care fund and lapses the remainder of the fund to the general fund.

XLVIII. Establishes a commission to study the delivery of community and mental health services and the structure of the division of behavioral health services.

XLIX. Extends the maturity date for state bonds to 30 years, and returns the maturity date to 20 years effective in 2005.

L. Modifies the revenue source for the land and community heritage investment program administrative fund.

LI. Establishes a surcharge on motor vehicle rentals dedicated to the land and community heritage investment program.

SENATOR LARSEN: Thank you Mr. President. I rise to offer a floor amendment. It is important that it is floor amendment 2003 because it is in fact, a momentous time for us to discuss the funding of LCHIP. As you discussed earlier, Mr. President, the incredible support that exists for LCHIP has proven that the people of this state are willing to support LCHIP through special general fees or special fees, but the majority of the Finance Committee and the leadership of this body are not providing the people with the option. The supporters of LCHIP recognize that difficult choices were made necessary in crafting a budget. At no time did they suggest taking funding from some other program to fund LCHIP. The supporters have offered one idea after another to the House and Senate on how to fund the program. Because we believe the people of New Hampshire are willing to support at least \$4 million in state funding for land conservation and historic preservation, we are offering an amendment that will raise supplemental funds. We know that the funds that were raised through the plate may in fact someday provide supplemental funds. This amendment proposed an interim

method. Our amendment proposes a \$2 per day, Preserve New Hampshire fee on rental cars. It is modeled after the state of Connecticut's tourism surcharge on rental cars. Based on our best information, this amendment will raise approximately \$3 million a year to be deposited to the LCHIP Trust Fund to supplement the \$750,000 per year, currently proposed in HB 1. This fee will be paid primarily by out-of-state visitors and business travelers. The average three-day weekend tourism visit will cost \$6. Given New Hampshire's growth and robust tourism economy which received \$4 million in supplemental tourism promotion funding, just two years ago, this source will grow modestly over time. Visitors to this state will support conservation and historic preservation of resources that they are coming here to enjoy. A recently completed study commissioned by the New Hampshire Division of Travel and Tourism Promotion, found that the states key tourism draws are at scenic, quaint towns, recreational opportunities and quality resorts. These are the very resources that investments in LCHIP are intended to protect. This fee will have little or no effect on New Hampshire's economy and visitor rental behavior which is driven more by airfares in proximity to final destination. Key rental car hubs like Manchester would remain competitive with rental car costs in competitive airports. Because rental agencies already collect rooms and meals tax revenues for the Education Trust Fund, there is no new collection mechanism required. I recognize that you have made your decisions on how to fund LCHIP for what you believe is a long-term investment through private investment and plates, but you need to recognize that until those plates begin to put the revenue into LCHIP that you believe will be there, you need to sustain that program. There are properties and special places that are up every year, every week, at the auction block of development. We have sat for the past few years, Senator Johnson and I, on LCHIP and seen these special places, some of which we have been able to see funded, some of which have not been funded. But what is important is that we are able to continue this program until we know that those special plates which we adopted, will in fact bring the revenue. I urge your support for the floor amendment 2003. It is in fact a long-term investment in what is special about New Hampshire and protecting that for future generations of New Hampshireites. Thank you very much.

SENATOR COHEN: Thank you Mr. President. I also urge passage of this amendment. Identity is very important. The identity of the state of New Hampshire within the context of the rest of the United States as well as European travelers. What is our identity that we are marketing? It is largely our land and community heritage. This is very important to our secure economic future. I asked earlier, Senator Peterson, about a market study on his program. Of course it couldn't be done in a short period of time, but the point is, we don't know what that is going to bring in. Of course I hope that it is very successful, but frankly we don't know. It seems to me, given the importance of our land and community heritage to New Hampshire's identity, which is so important for our future, we need a stable revenue stream to assure the continuation of this program. It is in our interest to do so. I urge my colleagues to support this amendment.

SENATOR PETERSON: Thank you Mr. President. I rise to reiterate my thanks to members of this Chamber in both parties for their support of the previous amendment, and thank Senator Cohen for his comments. I would dearly love to vote for this amendment, but I find that I have

nine billion reasons not to. Those reasons are the work, which has been forged by our Senate Finance Committee, which category by category, line by line, represents responsible governance and represents a significant, significant move forward, from the product which was delivered onto them. I do not wish to put that product in jeopardy today; thus, I will be unable to support the amendment before us. Thank you.

Question is on the adoption of the floor amendment.

A roll call was requested by Senator Larsen.

Seconded by Senator Cohen.

The following Senators voted Yes: Below, Odell, Larsen, Martel, Sapareto, Estabrook, Cohen.

The following Senators voted No: Gallus, Johnson, Kenney, Boyce, Green, Flanders, Roberge, Peterson, O'Hearn, Foster, Clegg, Gatsas, Barnes, D'Allesandro, Morse, Prescott.

Yeas: 7 - Nays: 16

Floor amendment failed.

Question is on the adoption of the bill as amended.

A roll call was requested by Senator Gatsas.

Seconded by Senator Roberge.

The following Senators voted Yes: Gallus, Johnson, Kenney, Boyce, Below, Green, Flanders, Odell, Roberge, Eaton, Peterson, O'Hearn, Foster, Clegg, Gatsas, Barnes, Martel, Sapareto, D'Allesandro, Morse, Prescott.

The following Senators voted No: Larsen, Estabrook, Cohen.

Yeas: 21 - Nays: 3

Adopted.

SUSPENSION OF THE RULES

Senator Clegg moved that the rules of the Senate be so far suspended and that **HB 2** be by this motion, ordered to third reading in the early session and passed at this time.

Adopted by the necessary 2/3 vote.

SENATOR EATON (In the Chair): I was hoping to catch the gentlemen from LBA here because I also wanted to thank the numerous Mikes, and they threw in a Jack and a Jeff into their crowd...just for their professionalism and their institutional knowledge, their work around the clock, and their work ethic. They epitomize service, what we know as service, to the legislature and to the citizens of New Hampshire. They are phenomenal. I also would like to personally thank former Senator Frank Torr and I know that Senator D'Allesandro did that, but Frank came in here and just stepped up to the plate and was the eyes and ears for me when I had to be away doing duties as was required by the Senate President. Again, his institutional knowledge, his briefings, kept me in the loop all during the process. He stayed every single minute the full committee stayed, so thank you Frank.

HB 25-FN-A, making appropriations for capital improvements. Capital Budget Committee. Ought to pass with amendment, Vote 4-0. Senator Clegg for the committee.

Capital Budget
May 29, 2003
2003-1852s
10/09

Amendment to HB 25-FN-A

Amend the bill by replacing all after the enacting clause with the following:

1 Capital Appropriations. The sums hereinafter detailed are hereby appropriated for the projects specified to the departments, agencies, and branches named:

I. Adjutant General.

A. Armory Renovations	\$ 300,000
B. STARC Armory - Concord	9,033,100
Less Federal	<u>-6,774,825</u>
Net state appropriation subparagraph B	2,258,275
C. Armory Kitchen Expansions	975,000
Less Federal	<u>-731,250</u>
Net state appropriation subparagraph C	243,750
D. Joint Service Training Facility Design	3,388,700
Less Federal	<u>-3,388,700</u>
Net state appropriation subparagraph D	0
Total state appropriation paragraph I	<u>\$ 2,802,025</u>

II. Department of Administrative Services.

A. Bureau of Court Facilities.

1. Architectural and Engineering - Hampton District Court.	<u>\$ 165,000</u>
Total state appropriation subparagraph A	165,000

B. Bureau of General Services.

1. 4 and 6 Hazen Drive - Upgrade Security	106,000
2. Renovate State Laboratory - Final Phase	1,500,000
3. 4 and 6 Hazen Drive - Install Fire Suppression System	806,000
4. Storrs Street Warehouse - Replace Leaky Roof	92,000
5. Londergan Hall - Replace Elevator	283,000
6. Londergan Hall - Replace Defective Flooring	101,000
7. State House Annex - Replace Defective Flooring	531,000
8. State House and State House Annex - Install Emergency Generator	381,000
9. State House Annex - Replace Freight Elevator	286,000
10. 18 State Owned Buildings - Asbestos and Hazardous Material Survey	152,000
11. Monadnock Mill - Repair Building Foundation	140,000
12. Site and Design Parking Garage - Executive/Legislative	200,000
13. New Hampshire Hospital Campus - Redevelopment Plan	<u>100,000</u>
Total state appropriation subparagraph B	<u>4,678,000</u>

C. Financial Data Management.

1. Campus Wiring	1,525,000
2. Enterprise Resource Planning	<u>15,000,000</u>
Total state appropriation subparagraph C	<u>16,525,000</u>
Total state appropriation paragraph II	<u>\$21,368,000</u>

III. Community-Technical College System.

A. Library Expansion - Academic Program Support - Stratham	\$ 2,373,000
B. Library Addition - Design and Build - Claremont	125,000
C. Ventilation - Berlin	307,000
D. Student Residence Hall Rehabilitation -NHTI	270,000
E. New Academic Building – Laconia	8,550,000
F. MacRury Hall Addition – Dental Facility	1,500,000
G. Critical Repairs	1,252,000
H. Christa McAuliffe Planetarium – Alan B. Shepard Memorial Wing	6,200,000
Less Federal	<u>-4,900,000</u>
Net state appropriation subparagraph H	<u>1,300,000</u>
Total state appropriation paragraph III	\$15,677,000

No state funds may be expended for the Shepard memorial wing project in subparagraph H until all the federal funds for the project have been received.

IV. Department of Education.

A. Regional Career and Technical Education Center Match - Portsmouth	\$ 4,500,000
B. Regional Career and Technical Education Center Match – Berlin	1,676,000
C. Regional Career and Technical Education Center Match – Nashua	<u>4,500,000</u>
Total state appropriation paragraph IV	\$10,676,000

V. Department Of Environmental Services.

A. Hazardous Waste Superfund Match	1,805,000
B. Drinking Water SRF Matching Funds	4,668,320
C. Wastewater SRF Matching Funds	7,744,208
D. Estuary Wastewater Project	<u>1,000,000</u>
Total state appropriation paragraph V	\$15,217,528

VI. Department of Health and Human Services.

A. Update Sprinkler System - Glencliff	<u>\$ 88,000</u>
Total state appropriation paragraph VI	\$ 88,000

VII. Liquor Commission.

A. Administration Building Life Safety	\$ 128,000
B. Build New Store – Keene	<u>2,000,000</u>
Total state appropriation paragraph VII	\$ 2,128,000

The sum appropriated in subparagraph B for the new store in Keene shall not be spent, obligated, or encumbered until the commission has received approval of the plan from the capital budget overview committee.

VIII. Department Of Resources and Economic Development.

A. Replace Septic Systems - Franconia	\$ 250,000
B. Replace Bath House and Septic Pump – Pawtuckaway	250,000
C. Replace Toilet/Shower Building – Bear Brook	250,000
D. Mount Washington Electrification	2,000,000
Less Park Fund *	<u>- 2,000,000</u>
Net state appropriation subparagraph D	0
E. Monadnock Campground Renovation	980,000

F. Statewide Radio System	575,200
Less Federal	<u>- 100,000</u>
Net state appropriation subparagraph F	<u>475,200</u>
Total state appropriation paragraph VIII	\$ 2,205,200

* To provide funds for the appropriation of State Park Funds made in subparagraph D the state treasurer is hereby authorized to borrow upon the credit of the state not exceeding the sum of \$2,000,000 and for said purpose may issue bonds and notes in the name of and on behalf of the state of New Hampshire in accordance with RSA 6-A. Payments of principal and interest on the bonds and notes shall be made from the state park fund established in RSA 216-A:3-i.

IX. Department of Safety.

A. Lab Expansion	<u>\$ 390,600</u>
Total state appropriation paragraph IX	\$ 390,600

X. Department of State.

A. Archives Addition – Design	<u>\$300,000</u>
Total state appropriation paragraph X	\$300,000

XI. Department Of Transportation.

A. 5 – 10 Percent Match for FAA Projects	\$ 3,515,000
B. Public Transit Bus Replacement Match	<u>200,000</u>
Total state appropriation paragraph XI	\$ 3,715,000

XII. Veterans Home.

A. Upgrade Fire Safety and Renovation Project	\$ 2,571,000
Less Federal	<u>- 1,671,150</u>
Net state appropriation subparagraph A	899,850
Total state appropriation paragraph XII	\$ 899,850

The fire safety and renovation project in subparagraph A shall include the purchase of a sander truck.

Total state appropriation section 1	\$75,467,203
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2 Appropriation; Fish and Game Department. The sums hereinafter detailed are hereby appropriated for the projects specified:

A. Hatchery System Modernization	\$ 2,000,000
B. Dam Reconstruction and Repair	<u>100,000</u>
Total state appropriation section 2	\$ 2,100,000

3 Appropriation; Department of Safety and Department of Transportation. The sums hereinafter detailed are hereby appropriated for the projects specified:

I. Department Of Safety.

A. Finish Second Floor of DMV Building - Hazen Drive	\$ 370,000
B. Addition to DMV Building on Hazen Drive	3,900,000
C. Lab Expansion	167,400
D. Finish Troop D First Floor	589,000
Less Other	<u>- 111,910</u>
Net state appropriation subparagraph D	<u>477,090</u>
Total state appropriation paragraph I	\$ 4,914,490

The sum appropriated in subparagraph B for the DMV Building addition shall not be spent, obligated, or encumbered until the department has received approval of the plan from the capital budget overview committee.

II. Department Of Transportation.

1. Patrol and Salt Sheds - Statewide	\$ 4,132,000
2. Garage and Material Lab Equipment	500,000
3. Antrim Rest Area Replacement - Design and Right-of-Way	<u>100,000</u>
Total state appropriation paragraph II	<u>\$ 4,732,000</u>

III. Department of Administrative Services, Financial Data Management.

1. Enterprise Resource Planning	<u>\$ 3,800,000</u>
Total state appropriation paragraph III	\$ 3,800,000
Total state appropriation section 3	\$13,446,490

4 Expenditures; General. The appropriation made for the purpose mentioned in sections 1, 2, 3, and 11 and the sums available for those projects shall be expended by the trustees, commissions, commissioner, or department head of the institutions and departments referred to herein; provided that all contracts and projects and plans and specifications therefor shall be awarded in accordance with the provisions of RSA 228.

5 Land Acquisition. Any land acquired under the appropriations made in sections 1, 2 and 3 of this act, if any, as may be acquired under the appropriation except such land if any as may be acquired for the water resources board, shall be purchased by the commissioner of the department of transportation with the approval of governor and council.

6 Bond Authorized. To provide funds for the total of the appropriations of state funds made in sections 1, 2, and 3 of this act, the state treasurer is hereby authorized to borrow upon the credit of the state not exceeding the sum of \$91,013,693 and for said purposes may issue bonds and notes in the name and on behalf of the state of New Hampshire in accordance with the provisions of RSA 6-A.

7 Payments.

I. The payment of principal and interest on bonds and notes issued for the projects in section 1 shall be made when due from the general funds in the state.

II. The payment of principal and interest on bonds issued for the projects in:

(a) Section 2 of this act shall be made from the fish and game fund.

(b) Section 3 of this act shall be made from the highway fund.

8 Powers of Governor and Council. The governor and council are hereby authorized and empowered:

I. To cooperate with and enter into such agreements with the federal government, or any agency thereof, as they may deem advisable, to secure federal funds for the purposes hereof.

II. To accept any federal funds which are, or become available for any project under sections 1, 2, 3, and 11 beyond the estimated amounts. The net appropriation of state funds for any project for which such additional federal funds are accepted shall be reduced by the amount of such additional funds, and for projects under sections 1, 2, and 3 the amount of bonding authorized by section 6 shall be reduced by the same amount.

9 Transfers. The individual project appropriations provided in sections 1, 2, 3, and 11 of this act shall not be transferred or expended for any other purposes; provided that if there is a balance remaining after an individual project is completed and accepted, said balance or any part thereof may be transferred by governor and council, to any other individual project or projects within the same section and from the same funding source, provided that prior approval of the capital budget overview committee is obtained.

10 Reduction of Appropriation and Bonding Authority. If the net appropriation of state funds for any project provided for by sections 1, 2, 3, and 11 is determined on the basis of an estimate of anticipated federal, local, or other funds, and if the amount of such funds actually received or available is less than said estimate, then the total authorized cost for such projects and the net appropriation of state funds thereof shall be reduced

by the same proportion as the proportion by which federal, local, or other funds are reduced. The amount of bonding authorized by section 6 shall be reduced by the amount that the appropriation in sections 1, 2, and 3 of state funds is reduced pursuant to this section.

11 Capital Appropriation; Department of Health and Human Services; New Architecturally Secure Facility for Committed and Detained Juveniles.

I. The sum of \$30,264,597 is hereby appropriated to the department of health and human services for the purpose of the construction of a new architecturally secure facility for committed and detained juveniles on the grounds of the youth development center.

II. The source of funds for the project shall be as follows:

(a) \$10,925,000 in federal funds from the Violent Offender Incarceration/ Truth-in-Sentencing (VOI/TIS) grant program; and

(b) \$19,339,597 from the proceeds from bonds issued pursuant to section 12.

III. The remainder of the funding for this project is provided by the \$2,475,000 balance of the \$13,400,000 federal funds from the VOI/TIS grant program, which amount was previously accepted by the department and is budgeted in PAU 05, 01, 14, 06, 01 of the 2004 – 2005 operating budget, and \$260,000 from an original \$1,000,000 capital appropriation authorized for use by the department as state match for the VOI/TIS grant by the long range capital planning and utilization committee, as provided in 1997, 349:1, XVI, D as amended by 1998, 372:3 and 1999, 226:15; and as extended by 1999, 226:32, XXXVIII and 2001, 202:28, LXII.

IV. The department shall submit the programs and design development drawings which include cost estimates, design criteria, and square footage requirements for the project to the capital budget overview committee as soon as possible on or after the effective date of this act.

V. The appropriations in this section shall not lapse until July 1, 2007.

12 Bonds Issued; Department of Health and Human Services; New Architecturally Secure Facility for Committed and Detained Juveniles.

I. To provide funds for the appropriation made in section 11, the state treasurer is hereby authorized to borrow upon the credit of the state not exceeding the sum of \$19,339,597 and for said purpose may issue bonds and notes in the name of and on behalf of the state of New Hampshire in accordance with RSA 6-A; provided the cumulative bonds or notes shall not be issued in excess of:

(a) \$9,339,597 in the biennium ending June 30, 2005.

(b) \$19,339,597 in the biennium ending June 30, 2007.

II. Payments of principal and interest on the bonds and notes authorized in paragraph I shall be made from the general fund of the state.

13 Purpose Amended; Appropriation Reduced; YDC New Facility Design. Amend 1997, 349:1, XVI, D as amended by 1998, 372:3 and 1999, 226:15, and as extended by 1999, 226:32, XXXVIII and 2001, 202:28, LXII, to read as follows:

D. Construction and Renovations –

YDC, *New Facility Design*

~~[\$1,000,000]~~ **\$260,000**

14 Capital Budget; 1997 Total Adjusted. Amend 1997, 349:8 as amended by 1999, 226:25 to read as follows:

349:8 Bonds Authorized. To provide funds for the total of the appropriations of state funds made in sections 1, 2, 3, and 4 of this act, the state treasurer is hereby authorized to borrow upon the credit of the state not exceeding the sum of [~~\$68,178,937~~] **\$67,438,937** and for said purposes may issue bonds and notes in the name of and on behalf of the state of New Hampshire in accordance with the provisions of RSA 6-A.

15 Capital Budget; 1997 Section 1 Total Adjusted. Amend 1997, 349:1, total state appropriation section 1, as amended by 1999, 226:28, to read as follows:

Total state appropriation section 1 ~~[\$52,318,937]~~ **\$51,578,937**

16 Capital Appropriation Reduced; Totals Adjusted. Amend 1999, 226:1, XV, D, as extended by 2001, 202:28, LXI, and the total state appropriation paragraph XV and the total state appropriation section 1, to read as follows:

D. Phase I – preparation for
agency networking * ~~[225,000]~~ **217,128**

Total state appropriation
paragraph XV ~~[\$ 707,000]~~ **\$699,128**

Total state appropriation
section 1 ~~[\$ 41,311,314]~~ **\$41,303,442**

17 Purposes Amended; Appropriations Reduced. Amend 2001, 202:1, XV, A and B to read as follows:

A. King Cottage Renovations - Const. YDS ~~[\$415,000]~~ **\$23,275**

B. ADA Compliance and Sprinkler/
Fire Detection - Const. ~~[500,000]~~ **0**

18 Total Adjusted. Amend 1999, 226:8 and amended by 2000, 132:4 to read as follows:

226:8 Bonds Authorized. To provide funds for the total of the appropriations of state funds made in sections 1, 2, 3, and 4 of this act, the state treasurer is hereby authorized to borrow upon the credit of the state not exceeding the sum of ~~[\$60,025,314]~~ **\$60,479,567** and for said purposes may issue bonds and notes in the name of and on behalf of the state of New Hampshire in accordance with the provisions of RSA 6-A.

19 Total State Appropriation Adjusted.. Amend the total state appropriation section 1 of 2001, 202:1, as amended by 2002, 26:11 and 2002, 244:3, to read as follows:

Total state appropriation section 1 ~~[\$55,021,200]~~ **\$54,129,475**

20 Total Adjusted; Bonds Authorized. Amend 2001, 202:8, I, as amended by 2002, 26:12 and 2002, 244:4, to read as follows:

I. To provide funds for the total of the appropriations of state funds made in sections 1, 3, and 4 of this act, the state treasurer is hereby authorized to borrow upon the credit of the state not exceeding the sum of ~~[\$73,101,700]~~ **\$72,209,975** and for said purposes may issue bonds and notes in the names and on behalf of the state of New Hampshire in accordance with the provisions of RSA 6-A.

21 Walker Building; Payment of Bonds and Notes. Amend 2000, 283:2, II to read as follows:

II. To provide funds for the appropriation made in paragraph I, the state treasurer is hereby authorized to borrow upon the credit of the state not exceeding the sum of \$12,600,000 and for said purpose may issue bonds and notes in the name of and on behalf of the state of New Hampshire in accordance with RSA 6-A. ~~[Payments of principal and interest on the bonds and notes shall be made from rents to be paid by non-general fund agencies occupying the Walker building. The bonds shall be 20-year bonds.]~~ ***The payment of principal and interest on the bonds and notes under this paragraph shall be a direct charge against the rents paid by state agencies occupying the Walker building to the extent available. To the extent that rents are insufficient for the payment of principal and interest, the remaining payment shall be a charge against general funds of the state.***

22 Appropriation for Walker Building Operation. The sum of \$165,000 is hereby appropriated to the department of administrative services for the fiscal year ending June 30, 2004 for the purpose of the operation of the Walker building facilities while state agencies are relocating to the Walker building from leased space. The governor is authorized to draw a warrant for said sum out of any money in the treasury not otherwise appropriated.

23 Capital Appropriation Increased. Amend 2001, 202:16 to read as follows:

202:16 Appropriation; Payment of Bonds and Notes; Department of Regional Community-Technical Colleges; Addition to Student Center; Concord.

I. The sum of [~~\$1,500,000~~] **\$2,300,000** is appropriated to the department of regional community-technical colleges for the purpose of the construction of an addition to the Dr. Goldie Crocker Wellness Center on the Concord campus.

II. To provide funds for the appropriation made in paragraph I the state treasurer is hereby authorized to borrow upon the credit of the state not exceeding the sum of [~~\$1,500,000~~] **\$2,300,000** and for said purpose may issue bonds and notes in the name of and on behalf of the state of New Hampshire in accordance with RSA 6-A. Payments of principal and interest on the bonds and notes shall be made from the technical institute private fund.

24 Appropriation; Payment of Bonds and Notes; Department of Regional Community-Technical Colleges; Student Residence Hall; Berlin.

I. The sum of \$1,600,000 is appropriated to the department of regional community-technical colleges for the purpose of the construction of a student residence hall on the Berlin campus.

II. To provide funds for the appropriation made in paragraph I the state treasurer is hereby authorized to borrow upon the credit of the state not exceeding the sum of \$1,600,000 and for said purpose may issue bonds and notes in the name of and on behalf of the state of New Hampshire in accordance with RSA 6-A. Payments of principal and interest on the bonds and notes shall be made from the student residence fees.

25 Purpose Amended; Adjutant General. Amend 2001, 202:1, I, B to read as follows:

B. Reroofing Plymouth and Franklin Armories,
and Armory Renovations Statewide 410,000

26 Purpose Amended; State Rail Lines; Department of Transportation. Amend 2001, 202:1, XIII, B as amended by 2002, 26:9 to read as follows:

B. Repair State Rail Lines **and Design**
Lowell to Nashua Commuter Rail [~~600,000~~] **1,500,000**
Less Federal [~~-300,000~~] **-1,200,000**
Net state appropriation subparagraph B 300,000

27 Purpose Amended; 1991 Appropriation; Port Authority. Amend 1991, 351:5, as amended by 1992, 260:20, 1994, 204:1, 2000, 15:1 and 2000, 292:10 to read as follows:

351:5 Appropriation; Port Authority. The expansion of the Port of Portsmouth funded in this section shall include an 11-acre expansion of the north yard of the port, the construction of a 750-foot pier, dredging projects including associated mitigation to maintain channels and harbor, a hydrodynamic study of Hampton and Seabrook, renovation of any commercial fish piers that may be transferred to the port authority, and the rip-rap project on River Street in Seabrook. The sums hereinafter detailed are hereby appropriated for the project specified:

- A. Port of Portsmouth Expansion \$18,300,000
 Total state appropriation section 5 \$18,300,000

(The funds appropriated in subparagraph A for the Port of Portsmouth expansion shall not be expended, encumbered, or obligated in any way unless an action plan, which shall include construction documents, prepared by the New Hampshire Port Authority shall be approved by the capital budget overview committee, the fiscal committee, and the governor and council. \$1,500,000 of the total amount appropriated herein is hereby released for the purpose of final design and bid documents. \$1,800,000 of the total amount appropriated is designated for wetland mitigation. \$400,000 of the total amount appropriated is designated for the Hampton-Seabrook hydrodynamic study. The remaining \$14,600,000 is designated for construction, renovation, and dredging projects including associated mitigation. This appropriation shall be nonlapsing until the project is completed. The New Hampshire Port Authority shall not encumber, obligate, or expend any funds from this appropriation for renovation or dredging projects without the prior approval of the capital budget overview committee. The total amount that may be expended for renovation and dredging projects including associated mitigation shall not exceed a total of \$1,000,000. *In addition, for the biennium beginning July 1, 2003, the sum of \$1,000,000 shall be expended for the dredging of Hampton – Seabrook harbor; provided that the Army Corps of Engineers takes responsibility for completion and funding of future harbor dredging projects.*)

28 Purpose Amended; Pease Development Authority; Ports and Harbors. Amend 1999, 226:1, XI, A to read as follows:

- A. Building improvements; ***Design, Engineering, and Permitting for Relocation of Office and Scale House*** \$ 320,000

29 Capital Appropriation Increased; Conway Rest Area. Amend 1999, 226:4, I, F to read as follows:

- F. Conway rest area [500,000] **962,125**

30 Totals Adjusted; 1999 Capital Budget. Amend 1999, 226:4, I total state appropriation paragraph I to read as follows:

- Total state appropriation paragraph I [~~\$7,625,000~~] **\$ 8,087,125**

31 Totals Adjusted; 1999 Capital Budget. Amend 1999, 226:4, total state appropriation section 4 to read as follows:

- Total state appropriation section 4 [~~\$8,819,000~~] **\$9,281,125**

32 Appropriation Purpose Amended. Amend 2001:202:1, IX, A to read as follows:

- A. Patient Res. ADA & Fire Sys/
 Transitional Housing – State Office
Park South and Burbank Replacement \$433,750

33 Lapse Dates Extended to June 30, 2005. The following appropriations are hereby extended to June 30, 2005:

I. The appropriation made to the adjutant general in 1999, 226:1, I, C, as extended by 2001, 202:28, XLVII, for renovation of state armories.

II. The appropriation made to the adjutant general in 2001, 202:1, I, A, as amended by 2002, 239:5, for armory renovations - statewide.

III. The appropriation made to the adjutant general in 2001, 202:1, I, B, as amended by section 21 of this act, for reroofing Plymouth and Franklin armories and armory renovations - statewide.

IV. The appropriation made to the adjutant general in 2001, 202:1, I, C, for army aviation support facility construction – Concord.

V. The appropriation made to the department of administrative services in 2000, 283:2, as extended by 2001, 202:28, X, for renovation to the Walker building.

VI. The appropriation made to the department of administrative services in 1997, 349:1, II, A, 12, as extended by 1999, 226:32, XXII and 2001, 202:28, XII for emergency repairs, contingency fund.

VII. The appropriation made to the department of administrative services in 1997, 349:1, II, A, 13, as extended by 1999, 226:32, XXIII and 2001, 202:28, XIII for the life safety, renovations – health and human services building.

VIII. The appropriation made to the department of administrative services, in 2001, 202:1, II, A, 1, for state laboratory – complete HVAC repairs.

IX. The appropriation made to the department of administrative services, in 2001, 202:1, II, A, 2, for E-911 install ventilation unit.

X. The appropriation made to the department of administrative services, in 2001, 202:1, II, A, 6, for state house annex – upgrade elevators.

XI. The appropriation made to the department of administrative services, in 2001, 202:1, II, A, 7, for 6 Hazen drive – replace state laboratory roof.

XII. The appropriation made to the department of administrative services, in 2001, 202:1, II, A, 8, for state house – upgrade elevators.

XIII. The appropriation made to the department of administrative services, in 2001, 202:1, II, A, 9, for state house – repoint exterior granite and caulk windows.

XIV. The appropriation made to the department of administrative services, in 2001, 202:1, II, A, 11, for state house annex – mailroom lift.

XV. The appropriation made to the department of administrative services, in 2001, 202:1, II, A, 13 for Storrs street garage – parking garage repairs.

XVI. The appropriation made to the department of administrative services, in 2001, 202:1, II, B, 1, for Carroll county courthouse construction.

XVII. The appropriation made to the department of administrative services, in 2001, 202:1, II, B, 2, for roof – Nashua district court.

XVIII. The appropriation made to the department of administrative services, in 2001, 130:14, I, for information technology projects.

XIX. The appropriation made to the department of administrative services, in 1999, 226:1, II, A, 2, as extended by 2001, 202:28, VIII, for state lab electrical wiring/panel replacement.

XX. The appropriation made to the department of administrative services, in 1999, 226:1, II, A, 8, as extended by 2001, 202:28, XIV, for executive/legislative budget system.

XXI. The appropriation made to the community-technical college system in 1999, 226:1, IV, C, as extended by 2001, 202:28, XLVIII, for maintenance/critical repairs.

XXII. The appropriation made to the community-technical college system in 2001, 202:1, IV, A, for system maintenance – statewide.

XXIII. The appropriation made to the community technical college system in 2001, 202:1, IV, C, for new academic building design – Laconia.

XXIV. The appropriation made to the community-technical college system in 2001, 202:1, IV, D, mezzanine instruction renovation – Manchester.

XXV. The appropriation made to the community-technical college system in 2001, 202:1, IV, E, for computer system upgrades.

XXVI. The appropriation made to the community-technical college system in 2001, 202:1, IV, F, for mobile equipment center design/child care – Berlin.

XXVII. The appropriation made to the community-technical college system in 2001, 202:1, IV G, for student residence – Berlin design.

XXVIII. The appropriation made to the community-technical college system in 2001, 202:16, I, as amended by section 23 of this act, for addition to student center – Concord.

XXIX. The appropriation made to the community-technical college system in 2001, 202:1, IV, H, Christa McAuliffe Planetarium-Alan B. Shepard memorial wing.

XXX. The appropriation made to the community-technical college system in 2001, 130:14, VI, for information technology project.

XXXI. The appropriation made to the community-technical college system in 2001, 158:73, for Claremont computer system upgrades.

XXXII. The appropriation made to the department of environmental services in 1989, 367:1, IV, A, 1, as extended by 1991, 351:27, II (g), 1992, 149:2, I, 1993, 359:20, I, 1995, 309:33, I, and 2001, 202:28, LI, for upgrading state-owned flood retardation structures at small watershed program sites.

XXXIII. The appropriation made to the department of environmental services in 1995, 309:1, VI, C, as extended by 1997, 349:34, XXI and 2001, 202:28, LII, for the superfund program.

XXXIV. The appropriation made to the department of environmental services in 1997, 349:1, VI, A, as extended by 1999, 226:32, XXIX, and 2001, 202:28, LIV, for the wastewater state revolving fund match.

XXXV. The appropriation made to the department of environmental services in 1997, 349:1, VI, B, as extended by 1999, 226:32, XXX, and 2001, 202:28, LV, for the drinking water state revolving fund match.

XXXVI. The appropriation made to the department of environmental services in 1999, 226:1, VII, A, as extended by 2001, 202:28, LVII, for the drinking water state revolving match.

XXXVII. The appropriation made to the department of environmental services in 1999, 226:1, VII, B, as extended by 2001, 202:28, LVIII, for the wastewater state revolving fund match.

XXXVIII. The appropriation made to the department of environmental services in 1999, 226:1, VII, C, as extended by 2001, 202:28, LIX, for the hazardous waste superfund match.

XXXIX. The appropriation made to the department of environmental services in 1999, 226:1, VII, D, as extended by 2001, 202:28, L, for the storage building for emergency response equipment.

XL. The appropriation made to the department of environmental services in 2001, 202:1, VIII, A, for the drinking water state revolving fund matching funds.

XLI. The appropriation made to the department of environmental services in 2001, 202:1, VIII, B, for the wastewater state revolving fund matching funds.

XLII. The appropriation made to the department of environmental services in 2001, 130:14, III for information technology projects.

XLIII. The appropriation made to the fish and game department in 2001, 202:3, A, for statewide fish hatchery capital improvement study.

XLIV. The appropriation made to the fish and game department in 1999, 226:3, A, as extended by 2001, 202:28, LXIII, for broodfish facility – Milford.

XLV. The appropriation made to the fish and game department in 1999, 226:3, B, as extended by 2001, 202:28, LXIV, for repair and replace fish rearing containers.

XLVI. The appropriation made to the fish and game department in 1999, 226:3, C, as extended by 2001, 202:28, LXV for water line repair/replacement.

XLVII. The appropriation made to the fish and game department in 1999, 226:3, E, as extended by 2001, 202:28, LXVI, and as amended by 2002, 133:2, for Barry conservation camp building replacement.

XLVIII. The appropriation made to the fish and game department in 1995, 309:3, A and B, as extended by 1997, 349:34, XXXV, 1999, 226:32, XLIV, and 2001, 202:28, LXVIII, for roof repairs and concrete repair/replacement – hatcheries.

XLIX. The appropriation made to the department of health and human services in 1995, 309:1, VII, B, I, as extended by 1997, 349:34, XXIII, 1999, 226:32 XI, and 2001, 202:28, XL, for RSA 171-B, for mentally retarded criminal offenders.

L. The appropriation made to the department of health and human services in 1999, 226:1, VIII, A, as extended by 2001, 202:28, XLII, for laboratory safety improvements.

LI. The appropriation made to the department of health and human services in 1999, 226:1, VIII, F, as extended by 2001, 202:28, XLIII, for Laconia developmental services campus-designated receiving facility renovations-developmental services.

LII. The appropriation made to the department of health and human services in 1999, 226:1, VIII, H, as extended by 2001, 202:28, XLIV, for information technology.

LIII. The appropriation made to the department of health and human services in 2001, 202:1, IX, A, as amended by section 30 of this act, for patient residence, ADA and fire system/ transitional housing and Burbank replacement.

LIV. The appropriation made to the department of health and human services in 2001, 202:1, IX, B, for asbestos abatement – state office park south.

LV. The appropriation made to the department of health and human services in 2001, 202:1, IX, E, as amended by 2002, 244:2, for Laconia MR offenders new building.

LVI. The appropriation made to the department of health and human services in 2001, 202:1, IX, F, patient care network.

LVII. The appropriation made to the department of health and human services in 2001, 202:1, IX, G, for laboratory information tracking system.

LVIII. The appropriation made to the department of health and human services in 2001, 202:1, IX, H, for bridges enhancement.

LIX. The appropriation made to the department of health and human services in 2001, 202:1, IX, I, for DFA new heights enhancements.

LX. The appropriation made to the department of health and human services in 2001, 202:1, IX, J, for public health laboratories replacement equipment.

LXI. The appropriation made to the department of health and human services in 2001, 130:14, IV, for information technology projects.

LXII. The appropriation made to the department of youth development services in 1997, 349:1, XVI, D, as amended by 1997, 351:68, 1998, 372:2, 3, 1999, 226:15, and section 13 of this act, as extended by 1999, 226:32, XXXVIII and 2001, 202:28, LXII, for construction and renovations – YDC new facility design.

LXIII. The appropriation made to the department of youth development services in 1999, 226:1, XV, D, as amended by section 16 of this act, and as extended by 2001, 202:28, LXI, for phase I preparation for agency networking.

LXIV. The appropriation made to the youth development services in 2001, 202:1, XV, A, as amended by section 17 of this act, for King cottage renovations – construction – YDS.

LXV. The appropriation made to the youth development services in 2001, 202:1, XV, B, as amended by section 17 of this act, for ADA compliance and sprinkler/fire detection – construction.

LXVI. The appropriation made to the judicial branch in 2001, 130:14, VII, for information technology projects.

LXVII. The appropriation made to the supreme court in 2001, 202:1, XII, A, for computer system upgrade.

LXVIII. The appropriation made to the liquor commission in 2001, 202:1, X, A, for renovation store #38 and parking lot – Portsmouth.

LXIX. The appropriation made to the liquor commission in 2001, 202:1, X, B, for renovation store #34 – Salem and new HVAC.

LXX. The appropriation made to the department of resources and economic development in 1999, 226:1, XII, A, C, D, E, as extended by 2001, 202:28, V, for ADA compliance for parks facilities, new toilet facilities–Hampton, septic gray water system–Mount Washington, and install power–Crawford Notch.

LXXI. The appropriation made to the department of resources and economic development in 2001, 202:1, XI, B, for exterior repairs, roofing – statewide.

LXXII. The appropriation made to the department of resources and economic development in 2001, 202:1, XI, C, for road repairs/parking lot maintenance - statewide.

LXXIII. The appropriation made to department of safety in 1999, 226:4, II, B, as extended by 2001, 202:28, XXVII, for paving and roofing at troop/stations.

LXXIV. The appropriation made to the department of safety in 2001, 202:4, I, B, for radio system – county tie-in.

LXXV. The appropriation made to the department of transportation in 1993, 359:1, XII, A, 1, as extended by 1994, 171:1, 1996, 215:3, III, 1997, 349:34, X, 1999, 226:32, IV, and 2001, 202:28, XXIX, for land acquisition for navigation beacons.

LXXVI. The appropriation made to the department of transportation in 1999, 226:1, XIII, C, as extended by 2001, 202:28, XXXIII, for acquisition for railroad and airport properties.

LXXVII. The appropriation made to the department of transportation in 1999, 226:4, I, F, as extended by 2001, 202:28, XXXVI, and as amended by section 29 of this act, for Conway rest area.

LXXVIII. The appropriation made to the department of transportation in 2001, 202:1, XIII, B, as amended by 2002, 26:9 and section 26 of this act, for repair state rail lines and design Lowell to Nashua commuter rail.

LXXVIX. The appropriation made to the department of transportation in 2001, 202:1, XIII, C, ADA compliance projects – state parks, Hayes building restrooms, New Hampshire hospital.

LXXX. The appropriation made to the department of transportation in 2001, 202:1, XIII, D, for public transit bus replacement.

LXXXI. The appropriation made to the department of transportation in 2001, 202:4, II, C, for replacement of shop cranes – mechanical services - statewide.

LXXXII. The appropriation made to the department of transportation in 2001, 202:4, II, D, as amended by 2002, 106:1, for new garage and testing lab facility.

LXXXIII. The appropriation made to the New Hampshire veterans home in 2001, 202:1, XIV, B, for parker tubs.

LXXXIV. The appropriation made to the department of education in 2001, 202:1, VII, A for education statistics system.

LXXXV. The appropriation made to the department of education in 2001, 202:1, VII, B for grants management.

LXXXVI. The appropriation made to the department of education in 2001, 202:1, VII, C for vocational rehabilitation case management system.

LXXXVII. The appropriation made to the department of education in 2001, 202:1, VII, D for career development system.

LXXXVIII. The appropriation made to the department of education in 2001, 202:1, VII, E for regional vocational center instruction – Keene.

LXXXIX. The appropriation made to the department of education in 2001, 202:1, VII, F for regional vocational center – Nashua.

XC. The appropriation made to the department of education in 2001, 130:14, II for information technology projects.

XCI. The appropriation made to the department of education in 1999, 226:1, VI, A for computer applications expansion replacement.

XCII. The appropriation made to the department of revenue administration in 2001, 130:14, IX, for information technology projects.

XCIII. The appropriation made to the New Hampshire port authority in 1999, 226:1, XI, A, as amended by section 28 of this act, for building improvements and design, engineering, and permitting for relocation of office and scale house.

34 Effective Date.

I. Section 33 of this act shall take effect June 30, 2003.

II. The remainder of this act shall take effect July 1, 2003.

SENATOR CLEGG: Thank you Mr. President. I move HB 25 ought to pass as amended. As you know, the Capital Budget funds are a wide variety of projects throughout the state. Of these projects, the members of the Capital Budget Committee must decide which of them are needed most. Again, setting priorities. After careful consideration, the Budget Committee made some adjustments in order to provide some of the funding necessary for such projects as \$8.5 million for the new academic building at the Laconia Community Technical College, \$1 million for an estuary project at the seacoast, and \$462,000 for the completion of Intervale rest area. The Capital Budget respectfully requests your support for HB 25 as amended.

Amendment adopted.

Question is on the adoption of the bill as amended.

A roll call was requested by Senator Clegg.

Seconded by Senator Sapareto.

The following Senators voted Yes: Gallus, Johnson, Kenney, Boyce, Below, Green, Flanders, Odell, Roberge, Eaton, Peterson, O'Hearn, Foster, Clegg, Larsen, Gatsas, Barnes, Martel, Sapareto, D'Allesandro, Estabrook, Morse, Prescott, Cohen.

The following Senators voted No: None.

Yeas: 24 - Nays: 0

Adopted.

SUSPENSION OF THE RULES

Senator Clegg moved that the rules of the Senate be so far suspended and that **HB 25** be by this motion, ordered to third reading in the early session and passed at this time.

Adopted by the necessary 2/3 vote.

HB 326, relative to establishing a 6-year capital budget. Capital Budget Committee. Ought to pass with amendment, Vote 4-0. Senator Morse for the committee.

Capital Budget

May 27, 2003

2003-1823s

10/03

Amendment to HB 326

Amend the bill by replacing section 2 with the following:

2 New Section; Capital Budget; Review and Update. Amend RSA 9 by inserting after section 3-a the following new sections:

9:3-b Review and Update of Capital Budget. In the first year of each biennium the legislature shall review the 6-year capital budget and update the extended projects, and may approve new projects over the next 6 years. The general court intends that once a capital budget project has been approved it shall be funded through each phase of the project unless some extreme and significant event makes further funding inappropriate.

Amend the bill by replacing all after section 4 with the following:

5 Effective Date. This act shall take effect July 1, 2003.

2003-1823s

AMENDED ANALYSIS

This bill establishes a procedure for a 6-year capital budget for state capital improvement projects.

SENATOR MORSE: Thank you Mr. President. I move HB 326 ought to pass with amendment. I ask you to vote down the amendment and the ought to pass motion so that I may offer a motion of rerefer. I would like to speak to that Mr. President. Mr. President, I am a firm believer that the Capital Budget needs a process for these multi-year plans; however, the main sponsor of this bill, Representative Leber in the House, doesn't agree with the fact that we were taking out the percentages in the bill. I still believe that the rest of the bill has strong merit. I believe that it needs to be put in place in this state so that we understand what we are actually doing when we put projects into the Capital Budget. But I also believe that Representative Leber has some strong points. I believe that if the committee were to take this back under a rereferral, we could work those points out and come out with a stronger piece of legislation and we could use that in our next capital budget. So I ask you to vote no on the ought to pass with amendment.

Amendment failed.

Question is on the motion of ought to pass.

Motion failed.

Senator Morse moved to rerefer.

Motion of rereferred is adopted.

HB 222, specifying the term for physicians and dentists at the department of corrections and relative to the special school district within the department of corrections. Executive Departments and Administration Committee. Ought to pass with amendment, Vote 4-0. Senator Estabrook for the committee.

Senate Executive Departments and Administration

May 29, 2003

2003-1900s

04/09

Amendment to HB 222

Amend the title of the bill by replacing it with the following:

AN ACT making changes to the management of personnel within the department of corrections and relative to the special school district within the department of corrections.

Amend the bill by deleting sections 2-3 and renumbering the original sections 4-5 to read as 2-3, respectively.

2003-1900s

AMENDED ANALYSIS

This bill:

I. Requires the commissioner to exercise general oversight over the special department of corrections school district, and

II. Makes changes to the management of personnel within the department of corrections.

This bill is a request of the department of corrections.

SENATOR ESTABROOK: Thank you Mr. President. I move ought to pass with amendment on HB 222. House Bill 222 transfers oversight of personnel management at the Department of Corrections to the Commissioners Office. The legislation is a codification of management practices put in place a few years ago when the department was faced with sexual harassment issues. Both the union and the department have been very pleased with this arrangement. The bill also transfers general oversight of the granite state high school, a special school district in the state administered by the Department of Corrections to the commissioners office. The committee amended the bill by removing the portions of the bill addressing the commissioners authority, relative to the terms of physicians and dentists because they are not applicable to the commissioners duties. The committee unanimously recommends ought to pass with amendment. Thank you Mr. President.

Amendment adopted.

Senator Green offered a floor amendment.

Sen. Green, Dist. 6

May 5, 2003

2003-1484s

04/09

Floor Amendment to HB 222

Amend the title of the bill by replacing it with the following:

AN ACT specifying the term for physicians and dentists at the department of corrections, relative to the special school district within the department of corrections, and relative to the appointment of the commissioner, deputy commissioner and division directors of the department of education.

Amend the bill by inserting after section 4 the following and renumbering the original section 5 to read as 6:

5 Department of Education; Commissioner and Deputy Commissioner. Amend RSA 21-N:3 to read as follows:

21-N:3 Commissioner; Deputy Commissioner; ***Division*** Directors; Compensation.

I. The commissioner of the department of education shall be appointed by the ~~[board of education]~~ ***governor with the consent of the council*** and shall serve for a term of 4 years. The commissioner may succeed himself or herself, if reappointed. The commissioner shall be qualified to hold that position by reason of education and experience.

II. ~~[The commissioner shall nominate the]~~ ***The*** deputy commissioner ~~[and each division director for confirmation by the board of education]~~ ***shall be appointed by the governor with the consent of the council.*** The deputy commissioner ~~[and the division directors]~~ shall serve for a term of 4 years. ~~[They]~~ ***The deputy commissioner*** may succeed ~~[themselves]~~ ***himself or herself***, if reappointed. The deputy commissioner ~~[and the directors]~~ shall be qualified to hold ~~[their respective positions]~~ ***that position*** by reason of education and experience.

III. ~~[The deputy commissioner and the directors shall serve staggered terms.]~~ ***The division directors shall be appointed by the governor with the consent of the council. The division directors shall serve at the pleasure of the commissioner. The division directors shall be qualified to hold their respective positions by reason of education and experience.***

IV. The salaries of the commissioner, the deputy commissioner, and each division director shall be as specified in RSA 94:1-a.

2003-1484s

AMENDED ANALYSIS

This bill:

I. Authorizes the commissioner of the department of corrections to nominate for appointment the senior physicians and senior dentists within the department.

II. Requires the commissioner to exercise general oversight over the special department of corrections school district.

III. Makes changes to the management of personnel within the department of corrections.

IV. Requires the commissioner, deputy commissioner, and division directors of the department of education to be appointed by the governor with the consent of the council.

SENATOR GREEN: Thank you Mr. President. I rise to offer a floor amendment.

Recess.

Out of recess.

SENATOR GREEN: Okay, I would like to speak to my amendment as it is being handed out. This floor amendment changes the way that the commissioner of the Department of Education and division directors are appointed. Currently they are appointed by the State Board of Education. This amendment changes that so that they are appointed by the Governor and the Council. Presently, the commissioner of the Department of Education is the only commissioner who is not appointed by the Governor and Council. This amendment creates parity in all department

commissioners. It should be noted that this amendment will not affect the current commissioner or division directors. It will become effective at the end of their current terms. Thank you.

TAPE CHANGE

TAPE INAUDIBLE

MOTION TO TABLE

Senator Larsen moved to have **HB 222** laid on the table.

Question is on the tabling motion.

A roll call was requested by Senator Larsen.

Seconded by Senator Estabrook.

The following Senators voted Yes: Johnson, Below, Peterson, O'Hearn, Foster, Larsen, Gatsas, Sapareto, D'Allesandro, Estabrook, Morse, Cohen.

The following Senators voted No: Gallus, Kenney, Boyce, Green, Flanders, Odell, Roberge, Clegg, Barnes, Martel, Prescott.

Yeas: 12 - Nays: 11

Adopted.

LAIID ON THE TABLE

HB 222, specifying the term for physicians and dentists at the department of corrections and relative to the special school district within the department of corrections.

HB 280-FN, relative to the poison information center. Finance Committee. Ought to pass with amendment, Vote 5-1. Senator Green for the committee.

Senate Finance

May 27, 2003

2003-1816s

01/09

Amendment to HB 280-FN

Amend the bill by replacing all after the enacting clause with the following:

1 Purpose. The purpose of this act is the continuation of a statewide program for poison information that meets certification standards developed by the American Association of Poison Control Centers. The general court recognizes that the poison information center is an important emergency medical telephone service which complements and enhances the purposes of other emergency public health and safety efforts in New Hampshire.

2 Health and Human Services; Poison Information and Control. RSA 126-A:49 is repealed and reenacted to read as follows:

126-A:49 Poison Information and Treatment.

I. The commissioner shall develop or designate a statewide poison information center which meets certification standards developed by the American Association of Poison Control Centers. The poison information center so established and designated by the commissioner shall provide New Hampshire residents with information and emergency medical consultation on a daily, 24-hour basis. Funding for this program may be included in the budget for the department of health and human services. The commissioner shall file an annual report with the health and hu-

man services oversight committee established pursuant to RSA 126-A:13 as to whether the designated poison information center provides services in such manner as to ensure continued accreditation by the American Association of Poison Control Centers and on the department's efforts to identify and accept additional funds. The commissioner shall attempt to obtain and shall accept in the name of the state any and all donations, grants, or fees, both real and personal, from any governmental unit or public agency, or third-party payors, or from any institution, person, firm, or corporation given specifically for the purpose of funding this program and the commissioner shall receive, utilize, and dispose of all such donations and grants consistent with the purpose or conditions of the donation or grant. The health and human services oversight committee shall, no later than July 1, 2007, review the accreditation standards of the American Association of Poison Control Centers to determine whether it is appropriate to continue to require the poison information center to meet such standards.

II. The commissioner shall determine the annual cost for the poison information center under paragraph I; such cost to be decreased by the amount of funding raised by grants, fees, donations and other sources enumerated under paragraph I. The remaining costs up to \$150,000 per year shall be a charge against the enhanced 911 system fund, established in RSA 106-H:9, and shall be transferred by the state treasurer to the poison information center fund. The poison information center fund shall be continually appropriated to the department of health and human services and shall not lapse. The moneys in the fund shall not be used for any purpose other than the poison information center developed or designated pursuant to RSA 126-A:49.

3 New Subparagraph; State Treasurer; Poison Information Center Fund. Amend RSA 6:12, I by inserting after subparagraph (IIIIIIII) the following new subparagraph:

(mmmmmmmm) Moneys received under RSA 126-A:49, II, which shall be credited to the poison information center fund established in RSA 126-A:49, II.

4 Health and Human Services; Poison Information and Control. Amend RSA 125:9, IX to read as follows:

IX. Develop or designate a statewide ~~[program for]~~ poison information ~~[and treatment]~~ **center** under RSA 126-A:49 **by soliciting proposals and selecting a vendor.**

5 State Treasurer; 911 Fund. Amend RSA 6:12, I(vv) to read as follows:

(vv) Moneys received under RSA 106-H which shall be credited to the enhanced 911 system **fund and the poison information center** fund established in RSA 126-A:49, II.

6 Fund to Include Poison Control Program. Amend RSA 106-H:9, I to read as follows:

I. The enhanced 911 system shall be funded through a surcharge to be levied upon each residence and business telephone exchange line, including PBX trunks and Centrex lines, each individual commercial mobile radio service number, and each semi-public and public coin and public access line. No such surcharge shall be imposed upon more than 25 business telephone exchange lines, including PBX trunks and Centrex lines, or more than 25 commercial mobile radio service exchange lines per customer billing account. In the case of local exchange telephone companies, the surcharge shall be contained within tariffs or rate schedules filed with the public utilities commission and shall be billed on a monthly basis by each local exchange telephone company. In the case of

an entity which provides commercial mobile radio service the surcharge shall be billed to each customer on a monthly basis and shall not be subject to any state or local tax; the surcharge shall be collected by the commercial mobile radio service provider, and may be identified on the customer's bill. Each local exchange telephone company or entity which provides commercial mobile radio service shall remit the surcharge amounts on a monthly basis to the enhanced 911 services bureau, ~~which shall be forwarded to the state treasurer for deposit in the enhanced 911 system fund~~. ***Of the amount collected, up to \$150,000 per year shall be deposited in the poison information center fund, established under RSA 126-A:49, II.*** ~~[Such]~~ ***The enhanced 911 system fund*** shall be continually appropriated to the bureau and shall not lapse. The monies in the account shall not be used for any purpose other than the development and operation of enhanced 911 services, in accordance with the terms of this chapter ***and for the poison information center developed or designated pursuant to RSA 126-A:49, II.*** Surcharge amounts shall be reviewed after the budget has been approved or modified, and if appropriate, new tariffs or rate schedules shall be filed with the public utilities commission reflecting the surcharge amount.

7 Initial Budget for Poison Information Center. For the purposes of initiating the budget for the poison information center, the commissioner of health and human services shall submit an initial budget to the legislative fiscal committee for final approval.

8 Effective Date. This act shall take effect upon its passage.

2003-1816s

AMENDED ANALYSIS

This bill establishes a funding mechanism to continue the statewide program for poison information and treatment which meets certification standards developed by the American Association of Poison Control Centers. The commissioner of the department of health and human services shall determine the annual cost for the center, which cost shall be decreased by donations, fees, grants and other sources under this bill, \$150,000 per year may be transferred from the enhanced 911 system fund to help defray the remainder of the cost for the center.

SENATOR GREEN: Thank you Mr. President. I move HB 280 ought to pass with amendment. This bill establishes a funding mechanism to continue the statewide Poison Information and Treatment Program, which meets the certification standards that are developed by the American Association of Poison Control Centers. The cost of this center will be completed through donations, fees and grants. Any remaining costs incurred will be transferred from the E-911 fund. Please join the Finance Committee by voting this bill ought to pass with amendment. Thank you.

Amendment adopted.

Question is on the adoption of the bill as amended.

Adopted.

SUSPENSION OF THE RULES

Senator Clegg moved that the rules of the Senate be so far suspended and that **HB 280-FN** be ordered to third reading in the early session and passed at this time.

Adopted by the necessary 2/3 vote.

HB 302-FN, relative to the funding and use of the retirement system special account. Finance Committee. Ought to pass, Vote 7-0. Senator Clegg for the committee.

SENATOR CLEGG: Thank you Mr. President. I move HB 302 ought to pass. The bill provides for the subdivision of the special account components into state employee and political subdivision portions. It also adds requirements for the approval and use of the special account for supplemental benefits. The New Hampshire Retirement System states that this bill will have no fiscal impact. Please join the Finance Committee by voting this bill ought to pass. Thank you.

Adopted.

SUSPENSION OF THE RULES

Senator Clegg moved that the rules of the Senate be so far suspended and that **HB 302-FN** be ordered to third reading in the early session and passed at this time.

Adopted by the necessary 2/3 vote.

HB 357-FN, relative to child support insurance settlement intercept. Finance Committee. Ought to pass, Vote 8-0. Senator Below for the committee.

SENATOR BELOW: Thank you Mr. President. I move HB 357 ought to pass. This bill would allow for Health and Human Services to enter into the Child Support Lien Network, which would enable the department to recoup outstanding child support from insurance settlements. The bill is projected to increase state revenue by more than is appropriated each year. Please support the committee report of ought to pass.

Senator Below offered a floor amendment.

Sen. Below, Dist. 5

Sen. Green, Dist. 6

June 4, 2003

2003-1997s

05/10

Floor Amendment to HB 357-FN

Amend RSA 161-C:3-e as inserted by section 1 of the bill by replacing it with the following:

161-C:3-e Child Support Insurance Settlement Intercept. The department may provide certain information to public agencies or its contracted agents in order to intercept insurance settlement payments or judgments claimed by individuals who are subject to a child support lien pursuant to RSA 161-C and who owe past-due support. The department may identify such individuals by name, last 4 digits of the individual's social security number or other taxpayer identification number, date of birth, last known address, employer, or any combination thereof. Any information provided by the department in accordance with this section shall remain the property of the state of New Hampshire and shall be purged by any public agency or contracted agent receiving said information upon completion of the data match exchange. The department may perform an audit to insure that any public agency or contracted agent has purged said information. The specific penalty for failure to purge the information shall be set forth in any contract or agreement between the department and any public agency or contracted agent made pursuant to this section. Any transaction cost incurred by the department related

to the data match exchange shall be directly recovered by the department from any insurance settlement or judgment proceeds. Insurance settlement payments for casualty loss to personal or real property, past or future medical treatment, and repayment of debts for living expenses incurred because of lost work days while recovering from injuries and retraining shall be exempt from this section. Reasonable attorney fees and expenses shall be exempt from this section pursuant to RSA 311:13. Any settlement, payment, or judgment received under the provision of this section shall be held by the department for 60 days prior to its release or distribution unless otherwise agreed to by the parties.

SENATOR BELOW: I rise to offer a floor amendment. This floor amendment makes a small change in the language considering child support insurance settlement intercept, which is the situation where the department can intercept insurance settlement payments, except for certain situations. The amendment changes the language on line 17 and 18 where certain settlement payments are exempt including those for "casualty loss to personal or real property, past or future medical treatment, and" this is the new language of the amendment, "repayment of debts for living expenses incurred because of lost work days while recovering from injuries and retraining shall be exempt from this section." The amendment adds those words so that if somebody receives an insurance settlement payment, and they need it to pay for expenses because they lost work, and thus lost income because they are recovering from injuries or they were retraining, those payments would be exempted from the intercept for use for child support payments. Thank you.

SENATOR GREEN: I would like to rise in support of the amendment and ask my colleagues to support the amendment on the bill, which is HB 357.

Floor amendment adopted.

Question is on the adoption of the bill as amended.

Adopted.

SUSPENSION OF THE RULES

Senator Clegg moved that the rules of the Senate be so far suspended and that **HB 357-FN** be ordered to third reading in the early session and passed at this time.

Adopted by the necessary 2/3 vote.

HB 389, relative to victim impact statements and deleting the prohibition on funding certain positions in the office of victim/witness assistance with funds from the victims' assistance fund. Finance Committee. Ought to pass with amendment, Vote 8-0. Senator D'Allesandro for the committee.

Senate Finance
May 27, 2003
2003-1798s
08/04

Amendment to HB 389

Amend the title of the bill by replacing it with the following:

AN ACT relative to victim impact statements.

Amend the bill by deleting section 2 and renumbering the original section 3 to read as 2.

2003-1798s**AMENDED ANALYSIS**

The bill provides that a victim of a crime or attempted crime may designate a representative to assist the victim in making an impact statement to the court and that the victim impact statement may include injuries, harm, or damages that were not fully determined or discovered at the time the information or indictment was filed.

SENATOR D'ALLESANDRO: Thank you Mr. President. I move HB 389 ought to pass with amendment. This bill allows a victim of a crime to send a representative to make an impact statement to the court in his or her place. In the past, this process was not allowed. The committee amendment deletes section 2 of the bill, which originally funded positions at the Victim Witness Assistance office but now they are currently being funded in the Senate version of the budget. Please join the Finance Committee by voting HB 389 ought to pass with amendment. Thank you Mr. President.

Amendment adopted.

Question is on the adoption of the bill as amended.

Adopted.

SUSPENSION OF THE RULES

Senator Clegg moved that the rules of the Senate be so far suspended and that **HB 389** be ordered to third reading in the early session and passed at this time.

Adopted by the necessary 2/3 vote.

HB 577-FN-A-L, relative to implementing the Help America Vote Act of 2002 and relative to rulemaking by the secretary of state. Finance Committee. Ought to pass, Vote 8-0. Senator Boyce for the committee.

SENATOR BOYCE: Thank you Mr. President. I move that HB 577 ought to pass. This bill implements the Help America Vote Act of 2002. Funding for the provisions of the bill will come from a \$5 million federal payment, plus a 5 percent match by the state. The state match is provided for in HB 1 as passed by the Senate. Please vote HB 577 ought to pass. Thank you.

Senator Larsen offered a floor amendment.

Sen. Larsen, Dist. 15

June 2, 2003

2003-1947s

03/04

Floor Amendment to HB 577-FN-A-LOCAL

Amend the title of the bill by replacing it with the following:

AN ACT relative to implementing the Help America Vote Act of 2002 and relative to use of government property for electioneering.

Amend the bill by inserting after section 12 the following and renumbering the original section 13 to read as 14:

13 New Subdivision; Use of Government Property for Electioneering.
Amend RSA 666 by inserting after section 14 the following new subdivision:

Use of Government Property for Electioneering
666:15 Use of Government Property for Electioneering. No person shall use government property, including, but not limited to, telephones,

facsimile machines, vehicles, and computers, for electioneering. For the purposes of this section, "electioneer" means to act in any way specifically designed to influence the vote of a voter on any question or office. Any person who violates this section shall be guilty of a misdemeanor.

2003-1947s

AMENDED ANALYSIS

This bill:

I. Establishes an election fund for moneys appropriated to the state pursuant to the Help America Vote Act of 2002 and requires that certain fees and fines be deposited in the fund.

II. Authorizes a statewide centralized voter registration database and communications network.

III. Prohibits the use of government property for electioneering.

SENATOR LARSEN: I rise to offer a floor amendment. This amendment is a very simple amendment which I hope that all of you are aware is coming. As we worked in Internal Affairs Committee recently, we attempted to prohibit public employees from using government property for electioneering. The way that we passed that bill, addressed only government employees that are listed in a particular statute. We found that there were some errors in the way that that was drafted and found, through this floor amendment, another way to suggest and to require that no person shall use government property, including but limited to telephones, fax machines, vehicles and computers for electioneering. This is a very straightforward way of requiring that people follow what the public expects of us and that is that we do not use public property for election purposes. I think that whatever level of government that you are operating, certainly the public does not expect the use of public property for what is an election time activity. This, I think, is a very healthy amendment for us to adopt. I believe that, I hope that a number of you have had a moment to think about this and that you will in fact adopt this amendment to the Help America Vote Act and make it very clear that people should not use government property for any purposes in electioneering. I know that most of us...all of us believe that and follow that in our lives, and it is important to make it clear in our law. Thank you.

Floor amendment adopted.

Question is on the adoption of the bill as amended.

SENATOR BELOW: Just for the record, although we just adopted this amendment, I just want to clarify the legislative intent. We had a discussion a week or two ago about the concern that there is, in certain communities, there is an obligation under local ordinances or bylaws or charters, for a budget committee or school board or city council or planning board, or a zoning board, or a conservation commission, to make a recommendation to the voters on a question that might be before them such as the budget committee recommends this budget or this warrant article. As I understand it, it is not the intent to preclude that, which is really part of the official obligation under the organizational documents of that local government subdivision. This would not preclude that traditional activity that is understood and accepted as appropriate. Is that correct?

SENATOR LARSEN: Is that a question for me?

SENATOR BELOW: Yes, I am sorry. That was a question of Senator Larsen. I forgot to make that clear.

SENATOR LARSEN: It is not the intent of this language to preclude any activity which is required by local ordinances in terms of informing the voters.

Adopted.

SUSPENSION OF THE RULES

Senator Clegg moved that the rules of the Senate be so far suspended and that **HB 577-FN-A-L** be ordered to third reading in the early session and passed at this time.

Adopted by the necessary 2/3 vote.

HB 615-FN, relative to the requirements for registration of sexual offenders. Finance Committee. Ought to pass, Vote 8-0. Senator Odell for the committee.

SENATOR ODELL: Thank you Mr. President. I move HB 615 ought to pass. This bill would require the Department of Safety to include, if available, a photograph, and other certain information into the sexual offender database. This bill has no fiscal impact, as the Department of Safety will carry out the provisions of the bill within their existing budget. Please join with the Finance committee by voting HB 615 ought to pass. Thank you.

Adopted.

SUSPENSION OF THE RULES

Senator Clegg moved that the rules of the Senate be so far suspended and that **HB 615-FN** be ordered to third reading in the early session and passed at this time.

Adopted by the necessary 2/3 vote.

HB 619-FN-A, expanding opportunities for dropout prevention and dropout recovery. Finance Committee. Ought to pass with amendment, Vote 6-2. Senator Odell for the committee.

Senate Finance

May 27, 2003

2003-1820s

04/01

Amendment to HB 619-FN-A

Amend the title of the bill by replacing it with the following:

AN ACT expanding opportunities for dropout prevention and dropout recovery.

Amend the bill by deleting section 3 and renumbering the original section 4 to read as 3.

2003-1820s

AMENDED ANALYSIS

This bill establishes a dropout prevention and dropout recovery program in the department of education to provide a variety of services to high school students.

SENATOR ODELL: Thank you Mr. President. I move HB 619 ought to pass with amendment. This bill establishes a dropout prevention and

recovery program in the state to provide a variety of services to high school students, likely dropout candidates. The committee amendment removes the appropriation because it is currently funded in the Senate budget. Please join the Finance Committee by voting HB 619 ought to pass with amendment. Thank you Mr. President.

Amendment adopted.

Question is on the adoption of the bill as amended.

Adopted.

SUSPENSION OF THE RULES

Senator Clegg moved that the rules of the Senate be so far suspended and that **HB 619-FN-A** be ordered to third reading in the early session and passed at this time.

Adopted by the necessary 2/3 vote.

HB 621-FN-A-L, establishing an early childhood literacy program. Finance Committee. Ought to pass, Vote 5-1. Senator Odell for the committee.

SENATOR ODELL: Thank you Mr. President. I move HB 621 ought to pass. This bill would extend the Parents as Teachers Program in Sullivan County through the fiscal year 2005. It also transfers the responsibility of the program from the Department of Health and Human Services to the Department of Education. The funding for this is already in the budget so there is no change in the budget process. This is an important piece of legislation for the families in the community of Claremont, where this is a pilot program that has been in place for two years, and this legislation will make sure that that program continues for the next two years as the original commitment was there for the state to do that. I appreciate your help and support on this bill. Thank you Mr. President.

Adopted.

SUSPENSION OF THE RULES

Senator Clegg moved that the rules of the Senate be so far suspended and that **HB 621-FN-A-L** be ordered to third reading in the early session and passed at this time.

Adopted by the necessary 2/3 vote.

HB 633-FN, establishing the interstate compact for adult offender supervision. Finance Committee. Ought to pass, Vote 6-0. Senator Green for the committee.

SENATOR GREEN: Thank you Mr. President. I move HB 633 ought to pass. This bill establishes an interstate compact for adult offender supervision within the state of New Hampshire. New Hampshire currently has a number of parolees from out-of-state in the compact and a number of New Hampshire parolees that are supervised under the compact in other states. The Department requests authorization to join the compact to enable the state to be involved in the compact decision-making that affect New Hampshire. The funding for this bill will come out of the Department's budget. Please vote HB 633 ought to pass. Thank you.

Adopted.

SUSPENSION OF THE RULES

Senator Clegg moved that the rules of the Senate be so far suspended and that **HB 633-FN** be ordered to third reading in the early session and passed at this time.

Adopted by the necessary 2/3 vote.

HB 646-FN, relative to liquor licenses and fees. Finance Committee. Ought to pass, Vote 6-0. Senator Green for the committee.

SENATOR GREEN: Thank you Mr. President. I move that HB 646 ought to pass. This bill was requested by the Liquor Commission and would make a variety of changes to liquor licensing and fee laws. The provisions of this bill would streamline and modernize the licensing process, and make changes to the fee structure. The Finance Committee found the bill to be revenue neutral and urges a vote of ought to pass. Thank you.

Adopted.

SUSPENSION OF THE RULES

Senator Clegg moved that the rules of the Senate be so far suspended and that **HB 646-FN** be ordered to third reading in the early session and passed at this time.

Adopted by the necessary 2/3 vote.

HB 669-FN, relative to dental insurance benefits and eligibility for medical benefits for retired state employees. Finance Committee. Ought to pass with amendment, Vote 6-1. Senator Green for the committee.

Senate Finance
May 20, 2003
2003-1724s
04/01

Amendment to HB 669-FN

Amend RSA 21-I:29-a as inserted by section 1 of the bill by replacing it with the following:

21-I:29-a Dental Group Insurance; Retired State Employees. Any retired state employee, as defined in RSA 21-I:30, and his or her spouse shall be eligible to participate at their own expense in the group dental insurance arrangement afforded full-time state employees. Any retired state employee electing to participate shall pay a premium which is 102 percent of the group dental premium in effect for state employees. The department of administrative services may use not more than 2 percent of the premiums collected in any fiscal year for the administration of this arrangement.

SENATOR GREEN: My duty as the Chairman...my committee members keep leaving me, I don't. If enough leave me, I'll have a chance to get my bills passed today. Thank you Mr. President. I move HB 669 ought to pass with amendment. This bill would extend dental insurance benefits to retired state employees at their own expense. The bill would require that an individual be an employee of the state for 20 years prior to retirement in order to be eligible for the state group discount. This requirement will only affect those individuals employed after July 1, 2003. The individuals choosing to maintain the state benefit plan will pay 102 percent of the group dental premium, in which the two percent can be used by the De-

partment of Administrative Services for purposes of administrating the plan. Thus, eliminating any fiscal impact. Please vote with the Finance Committee on HB 669 ought to pass as amended. Thank you.

Amendment adopted.

SENATOR LARSEN: I only rise to once again point out, although this bill, when it passed the Senate several weeks ago, that this is the bill that in fact requires state employees to work for 20 years before receiving health benefits. This will in fact, I believe, cause problems for us as we attempt to hire or bring in people...qualified people, with good work experience, into our state. If you try to bring a 50-year-old into the state who has done admirable service in their field, and hire them and tell them that they are not going to get health benefits when they retire, I question how we are going to be able to attract qualified employees into our service. So I rise to oppose the essence of HB 669 as it addresses 20 years of service before you receive health benefits. Thank you.

SENATOR D'ALLESANDRO: Thank you Mr. President. I want to reiterate what Senator Larsen said. I was a co-sponsor of this bill. The original purpose of this bill was to take a situation that was in place currently, and allow for employees who retired, to purchase their benefit...their dental benefit. What has happened as a result of this is the time of employment has been increased from ten to twenty years and they can buy in and they have to pay an administrative fee. I don't have any problem with them paying an administrative fee. I think the time differential, from ten to twenty years is not the way to go. Those who are in the system right now, will be able to get the benefit, having had ten years of service, but you are hired after July 1, you then must have 20 years of service before you get into this situation. I just don't think that is a good situation and it is not what the bill was intended to be initially. Thank you.

Question is on the adoption of the bill as amended.

Adopted.

SUSPENSION OF THE RULES

Senator Clegg moved that the rules of the Senate be so far suspended and that **HB 669-FN** be ordered to third reading in the early session and passed at this time.

Adopted by the necessary 2/3 vote.

HB 677-FN, increasing the number of reserved student slots in medical programs, and establishing a loan forgiveness program for physicians who practice in underserved areas, and making an appropriation therefor. Finance Committee. Ought to pass, Vote 7-1. Senator D'Allesandro for the committee.

SENATOR D'ALLESANDRO: Thank you Mr. President. I move HB 677 ought to pass. This bill would help to alleviate student loans of medical students who have graduated from a New Hampshire high school, and then choose to practice in rural or underserved areas of New Hampshire. This bill would also increase the number of preferred access seats from five to twenty for New Hampshire students seeking to enroll in medical schools. This bill has a small expenditure to the general fund. I urge you to please vote 677 ought to pass. Thank you Mr. President.

Adopted.

SUSPENSION OF THE RULES

Senator Clegg moved that the rules of the Senate be so far suspended and that **HB 677-FN** be ordered to third reading in the early session and passed at this time.

Adopted by the necessary 2/3 vote.

HB 720-FN-L, extending the kindergarten aid program. Finance Committee. Ought to pass, Vote 6-1. Senator Green for the committee.

SENATOR GREEN: Thank you Mr. President. I move that HB 720 be ought to pass. Under current law the Kindergarten Aid Program will expire on June 30 of this year. This bill will extend the lapse of the Kindergarten Aid Program until June 30, 2005. Thus, enabling the towns of Weare, Londonderry, Kearsarge, and New Boston to access needed funding. This bill has no fiscal impact, as the funds to support the bill are already earmarked in the state Education Trust Fund. Please vote HB 720 ought to pass. Thank you Mr. President.

MOTION TO TABLE

Senator Below moved to have **HB 720-FN-L** laid on the table.

Adopted.

LAIID ON THE TABLE

HB 720-FN-L, extending the kindergarten aid program.

HB 724-FN-L, extending the effective date of the Skyhaven airport transfer plan. Finance Committee. Ought to pass with amendment, Vote 7-0. Senator Gatsas for the committee.

Senate Finance

May 28, 2003

2003-1844s

09/10

Amendment to HB 724-FN-LOCAL

Amend the title of the bill by replacing it with the following:

AN ACT extending the effective date of the Skyhaven airport transfer plan and the period for completing work under the wetlands permit and relative to security at the Manchester airport.

Amend the bill by inserting after section 3 the following and renumbering the original section 4 to read as 5:

4 Manchester Airport; Security.

I. Notwithstanding any other provision of law, the governor shall have the authority to send state troopers to provide security for the Manchester airport, if requested by the airport director. The state's costs for providing such state troopers shall be reimbursed by the Manchester airport to the state.

II. Notwithstanding any other provision of law, the division of state police, department of safety shall have the authority to bid to provide security protection services at the Manchester airport.

2003-1844s

AMENDED ANALYSIS

This bill extends the effective date of the Skyhaven airport transfer plan from July 1, 2003 to July 1, 2006 and extends the period for completion of work under the wetlands permit to 10 years.

The bill also allows the governor to send state troopers to provide security for the Manchester airport, if requested by the airport director, and allows the division of state police to bid to provide security protection services at Manchester airport.

SENATOR GATSAS: Thank you Mr. President. I move HB 724 ought to pass with amendment. This bill...I urge you to vote this amendment down and vote in the original bill. I will let Senator Green talk to that amendment. The reason that I am asking you to vote the amendment down is because two weeks ago when we had the fear of the Manchester Airport possibly not having law enforcement, we put an amendment in that would have enabled the Governor to send the state police to protect the airport in these times of terrorism if we so needed it, but since then, they have come to a conclusion on a contract. The airport is in well secured hands, so I ask you to vote down this amendment and vote in the bill. Thank you Mr. President.

Amendment failed.

Question is on the motion of ought to pass.

SENATOR GREEN: Mr. President, I would move that HB 724 approved as amended...okay, I would move that we approve the bill, please. Thank you.

Adopted.

SUSPENSION OF THE RULES

Senator Clegg moved that the rules of the Senate be so far suspended and that **HB 724-FN-L** be ordered to third reading in the early session and passed at this time.

Adopted by the necessary 2/3 vote.

HB 796-FN-L, relative to the taxation of manufactured housing. Finance Committee. Ought to pass, Vote 5-0. Senator D'Allesandro for the committee.

SENATOR D'ALLESANDRO: Thank you Mr. President. I move HB 796 ought to pass. This bill would eliminate the separate manufactured housing tax lien system by providing that manufactured housing be treated and taxed as real estate. This process would eliminate work and expenses for both the state and towns. This bill has no fiscal impact so please join the Finance Committee in voting HB 796 ought to pass. Thank you Mr. President.

Adopted.

SUSPENSION OF THE RULES

Senator Clegg moved that the rules of the Senate be so far suspended and that **HB 796-FN-L** be ordered to third reading in the early session and passed at this time.

Adopted by the necessary 2/3 vote.

HB 810-FN-A, relative to processing excavating and dredging and terrain alteration permits, changing the fees for permits, establishing 2 new positions, and making an appropriation therefor. Finance Committee. Ought to pass, Vote 5-0. Senator Below for the committee.

SENATOR BELOW: Thank you Mr. President. I move HB 810 ought to pass. This bill will establish time limits for the Department of Environ-

mental Services to process excavating and dredging permits, and establishes increases for certain types of permits. In addition, two new positions will be established in order to ensure that the department can meet the new deadlines. The increase in restricted and unrestricted revenue is expected to offset the appropriation for the two new positions. Please support the Finance Committee's recommendation 5- 0 ought to pass on HB 810. Thank you.

Adopted.

SUSPENSION OF THE RULES

Senator Clegg moved that the rules of the Senate be so far suspended and that **HB 810-FN-A** be ordered to third reading in the early session and passed at this time.

Adopted by the necessary 2/3 vote.

HB 81-FN-A, setting the rate for the medicaid enhancement tax for the biennium ending June 30, 2005. Finance Committee. Ought to pass with amendment, Vote 7-1. Senator Clegg for the committee.

Senate Finance

June 3, 2003

2003-1980s

01/09

Amendment to HB 81-FN-A

Amend the title of the bill by replacing it with the following:

AN ACT amending the effective date of HB 694-FN of the 2003 legislative session.

Amend the bill by replacing all after the enacting clause with the following:

1 HB 694-FN; Effective Date Changed. Section 9 of HB 694-FN of the 2003 legislative session is repealed and reenacted to read as follows:

9 Effective Date.

I. Sections 5-8 of this act shall take effect July 1, 2003.

II. The remainder of this act shall take effect January 1, 2004.

2 Contingency. If HB 694-FN of the 2003 legislative session becomes law, section 1 of this act shall take effect July 1, 2003. If HB 694-FN of this act does not become law, section 1 of this act shall not take effect.

3 Effective Date.

I. Section 1 of this act shall take effect as provided in section 2 of this act.

II The remainder of this act shall take effect upon its passage.

2003-1980s

AMENDED ANALYSIS

This bill amends the effective date of HB 694-FN of the 2003 legislative session.

SENATOR CLEGG: Thank you Mr. President. I move HB 81 ought to pass with amendment. The original bill set the biennial rate for the Medicaid Enhancement Tax. That issue was included in the budget so this piece of legislation is no longer needed. The committee amendment is a housekeeping amendment to HB 694 that was already passed by the House and the Senate and has reached the Governor's desk for signature. The amendment fixes the effective date to include section 5 of the

bill, which includes the technical definitions for section 6 through 8 of the legislation. Please join the Finance Committee in voting HB 81 ought to pass with amendment.

Amendment adopted.

Question is on the adoption of the bill as amended.

Adopted.

SUSPENSION OF THE RULES

Senator Clegg moved that the rules of the Senate be so far suspended and that **HB 81-FN-A** be ordered to third reading in the early session and passed at this time.

Adopted by the necessary 2/3 vote.

HB 304-A, relative to state acquisition of certain acreage in the Connecticut Lakes headwaters tract and making an appropriation therefor. Finance Committee. Rerefer to committee, Vote 7-0. Senator Clegg for the committee.

SENATOR CLEGG: Thank you Mr. President. I move 304 be rereferred to committee. The bill provides funding to purchase property in the Connecticut Lakes Headwaters Tract in case the current sale of the property was not carried out. During testimony to the committee the Speaker of the House asked the committee to hold onto the bill until we knew more about the sale of the land. So please join me by rereferring HB 304 to committee. Thank you.

Committee report of rereferred is adopted.

HB 608-FN-L, reducing the education property tax rate and relative to the calculation of adequate education grants. Finance Committee. Ought to pass with amendment, Vote 5-2. Senator Gatsas for the committee.

Senate Finance

June 3, 2003

2003-1982s

01/09

Amendment to HB 608-FN-LOCAL

Amend the title of the bill by replacing it with the following:

AN ACT relative to the funding of public education.

Amend the bill by replacing all after the enacting clause with the following:

1 Education Property Tax; Rate Reduced. Amend RSA 76:3 to read as follows:

76:3 Education Property Tax. An annual education property tax at the uniform rate of [~~\$5.80~~] **\$4.87** on each \$1000 of the value of taxable property is hereby imposed on all persons and property taxable pursuant to RSA 72 and RSA 73, except property subject to tax under RSA 82 and RSA 83-F.

2 State Enhanced Education Tax. RSA 76:3 is repealed and reenacted to read as follows:

76:3 State Enhanced Education Tax. An annual state enhanced education tax at the uniform rate of \$3.26 on each \$1,000 of the value of taxable property is hereby imposed on all persons and property taxable pursuant to RSA 72 and RSA 73, except property subject to tax under RSA 82 and RSA 83-F.

3 State Enhanced Education Tax. RSA 76:3 is repealed and reenacted to read as follows:

76:3 State Enhanced Education Tax. Beginning July 1, 2005, and every fiscal year thereafter, the state enhanced education tax rate shall be determined in accordance with the calculation set forth in RSA 198:40-b, and such rate shall be imposed on all persons and property taxable pursuant to RSA 72 and RSA 73, except property subject to tax under RSA 82 and RSA 83-F. The commissioner of the department of revenue administration shall set the rate which shall be effective for the fiscal year in which the calculation is made.

4 Assessment; Commissioner's Warrant; Commissioner's Report. Amend RSA 76:8 and 76:9 to read as follows:

76:8 Commissioner's Warrant.

I. The commissioner of revenue administration shall annually calculate the proportion of *state enhanced* education [~~property~~] tax to be raised by each municipality by multiplying the uniform education property tax rate by the total equalized value of all property in the municipality as determined under RSA 21-J:3, XIII for the preceding year, except property taxable under RSA 82 or RSA 83-F.

II. The commissioner shall issue a warrant under the commissioner's hand and official seal for the amount computed in paragraph I to the selectmen or assessors of each municipality by December 15 directing them to assess such sum and pay it to the municipality for the use of the school district or districts and, if there is an excess *state enhanced* education tax payment due pursuant to RSA 198:46, directing them to assess the amount of the excess payment and pay it to the department of revenue administration for deposit in the education trust fund. Such sums shall be assessed at such times as may be prescribed for other taxes assessed by such selectmen or assessors of the municipality.

III. Municipalities are authorized to assess local property taxes necessary to fund school district appropriations not funded by the *state enhanced* education [~~property~~] tax, by distributions from the education trust fund under RSA 198:39, or by other revenue sources.

76:9 Commissioner's Report. The commissioner of revenue administration shall report to the governor, the speaker of the house of representatives, the president of the senate, and the commissioner of education each year on or before October 1, a statement of the *state enhanced* education [~~property~~] tax warrants to be issued for the tax year commencing April 1 of the succeeding year.

5 Utility Property Tax; Exemption. Amend RSA 83-F:9 to read as follows:

83-F:9 Exemption From State *Enhanced* Education [~~Property~~] Tax. Persons and property subject to taxation under this chapter shall not be subject to tax under RSA 76:3; provided, however, that nothing in this chapter shall be construed to exempt such persons or property from local school, municipal, district, or county taxation under RSA 76.

6 School Money; Education Trust Fund. Amend the introductory paragraph of RSA 198:39, I to read as follows:

I. The state treasurer shall establish an education trust fund in the treasury. Moneys in such fund shall not be used for any purpose other than to distribute adequate education grants to municipalities' school districts pursuant to RSA 198:42, and to provide *state enhanced* education [~~property~~] tax hardship relief under RSA 198:55. The state treasurer shall deposit into this fund immediately upon receipt:

7 School Money; Education Trust Fund. Amend RSA 198:39, I(g) to read as follows:

(g) The full amount of excess **state enhanced** education [property] tax payments from the department of revenue administration pursuant to RSA 198:46.

8 State Aid for Educational Adequacy; Definitions. RSA 198:38 is repealed and reenacted to read as follows:

198:38 Definitions. In this subdivision:

I. "Municipality" means a city, town, or unincorporated place.

II. "School district" means school district as defined in RSA 194:1 or RSA 195:1.

III. "Elementary school" means a school with any of the grades kindergarten through 8.

IV. "High school" means a school with any of the grades 9 through 12.

V. "Department" means the department of education.

VI. "Educationally disabled child" or "educationally disabled pupil" means an educationally disabled child as defined in RSA 186-C:2, I.

VII. "Average daily membership in attendance" means average daily membership in attendance as defined in RSA 189:1-d, III.

VIII. "Average daily membership in residence" and "resident pupils" mean the average daily membership in residence as defined in RSA 189:1-d, IV, except that no kindergarten pupil shall count as more than 1/2 day attendance per calendar day. Children who are home schooled pursuant to a home education program approved by the department in accordance with RSA 193-A shall not be included in this definition.

IX. "Transportation cost" means the cost of transporting pupils in grades kindergarten through grade 8 to and from school as reported by school districts on the DOE-25 form.

X. "Free or reduced-price meal" means the number of pupils in a school district in grades 1 through 12 who are eligible to receive a free or reduced-priced meal.

XI. "Calculated rate" means the total revenue raised statewide by the local education tax multiplied by 1000, and then divided by the total statewide equalized valuation.

9 State Aid for Educational Adequacy; Local Equalization Aid; Per Pupil Valuation. RSA 198:40 is repealed and reenacted to read as follows:

198:40 Local Equalization Aid. Beginning July 1, 2004, and every fiscal year thereafter, local equalization aid shall be calculated by the department as follows:

I. The total statewide equalized valuation of all municipalities including utilities, as determined by the department of revenue administration, shall be divided by the total statewide average daily membership in residence. The result shall be the statewide average equalized valuation per pupil.

II. The equalized valuation of all property in a municipality including utilities, as determined by the department of revenue administration, shall be divided by the average daily membership in residence in the municipality. The result shall be the local equalized valuation per pupil.

III. Eligibility for local equalization aid under this paragraph shall be determined as follows:

(a) If a municipality's local equalized valuation per pupil as calculated in paragraph II is equal to, or greater than, the statewide average equalized valuation per pupil as calculated in paragraph I, no local equalization aid shall be available.

(b) If a municipality's local equalized valuation per pupil as calculated in paragraph II is less than the statewide average equalized valuation per pupil as calculated in paragraph I, the municipality shall be

entitled to receive local equalization aid in an amount equal to the following: subtract the local equalized valuation per pupil as calculated in paragraph II from the statewide average equalized valuation per pupil as calculated in paragraph I. This amount shall be multiplied by the calculated rate, and the product shall be divided by 1,000. The result shall be multiplied by the average daily membership in residence in such municipality and shall be available to a municipality as local equalization aid.

10 New Sections; Targeted Per Pupil Aid; State Enhanced Education Aid. Amend RSA 198 by inserting after section 40 the following new sections:

198:40-a Targeted Per Pupil Aid.

I. A municipality with a local equalized valuation per pupil as calculated in RSA 198:40, II, which is less than or equal to 200 percent of the statewide average equalized valuation per pupil, as calculated in RSA 198:40, I, shall be eligible to receive targeted per pupil aid for such municipality's transportation costs as reported on the DOE-25 form, and for such municipality's educationally disabled pupils, pupils eligible for free or reduced-price meals, and English for speakers of other languages which shall be determined by multiplying the statewide average equalized valuation per pupil, as calculated in RSA 198:40, I, by the calculated rate. The product shall be divided by 1,000 resulting in a per pupil amount which shall be available to a municipality as follows:

(a) The per pupil amount calculated in paragraph I shall be multiplied by the average daily membership in residence of educationally disabled pupils in the municipality. This amount shall be available as targeted aid for educationally disabled pupils in the municipality.

(b) The per pupil amount calculated in paragraph I shall be multiplied by the average daily membership in residence eligible to receive a free or reduced-price meal in grades 1 through 12 in the school district. This amount shall be available as targeted aid for pupils eligible to receive a free or reduced-price meal in the municipality.

(c) The per pupil amount calculated in paragraph I shall be multiplied by the average daily membership in attendance receiving English for speakers of other languages services in the municipality. This amount shall be available as targeted aid for pupils in the municipality receiving English for speakers of other languages. In this subparagraph "average daily membership in attendance" shall be as defined in RSA 189:1-d, III.

(d) A municipality eligible to receive targeted per pupil aid under this paragraph shall also receive 100 percent of transportation costs in such municipality.

II. A municipality with a local equalized valuation per pupil, as calculated in RSA 198:40, II, which is greater than 200 percent of the statewide average equalized valuation per pupil as calculated in RSA 198:40, I shall not receive targeted per pupil aid under this section.

198:40-b State Enhanced Education Aid. Beginning July 1, 2004, and every fiscal year thereafter, state enhanced education aid shall be calculated by the department as follows:

I. Divide the total statewide equalized valuation of all municipalities excluding utilities, as determined by the department of revenue administration, by the total statewide average daily membership in residence. The result shall be the statewide average equalized valuation per pupil.

II. Divide the equalized valuation of all property in a municipality excluding utilities, as determined by the department of revenue administration, by the average daily membership in residence in the municipality. The result shall be the local equalized valuation per pupil.

III. Eligibility for state enhanced education aid under this paragraph shall be determined as follows:

(a) If a municipality's local equalized valuation per pupil as calculated in paragraph II is greater than or equal to the statewide average equalized valuation per pupil as calculated in paragraph I, no state enhanced aid shall be available.

(b) If a municipality's local equalized valuation per pupil as calculated in paragraph II is less than the statewide average equalized valuation per pupil as calculated in paragraph I, the municipality shall be entitled to receive state enhanced education aid in an amount equal to the following: subtract the local equalized valuation per pupil as calculated in paragraph II from the statewide average equalized valuation per pupil as calculated in paragraph I. This amount shall be multiplied by the state enhanced education tax imposed statewide in the fiscal year in which this calculation is made, and the product shall be divided by 1,000. The result shall be multiplied by the average daily membership in residence in such municipality and shall be available to a municipality as state enhanced education aid.

IV.(a) In any fiscal year, if the amount raised by the state enhanced education property tax in any municipality, except an unincorporated place or a town with an average daily membership in residence of one or less, exceeds the amount necessary to fund all local education costs, excluding repayment of bond principal and construction costs, as determined in such municipality's duly adopted school district budget, the excess shall be remitted to the department of revenue administration on or before March 15 of the tax year in which the excess occurs.

(b) The amount of such excess to be remitted shall not include any income derived from the investment of funds by the municipal treasurers under RSA 41:29 and RSA 48:16. Any funds remaining after full payment of the excess tax required in paragraph I shall become available for unrestricted use by the municipality.

(c) The commissioner of the department of revenue administration shall collect from the municipality the excess tax and pay the excess tax over to the state treasurer for deposit in the education trust fund established in RSA 198:39.

(d) The commissioner of the department of revenue administration shall calculate the excess amount owed by each municipality pursuant to paragraph I.

V. In any fiscal year, a municipality shall appropriate all state enhanced education aid funds received under this section to pay for local education costs before raising any additional local education tax revenues locally.

198:40-c Total State Aid for Education.

I. Beginning July 1, 2004, and every fiscal year thereafter, the total state aid for education shall be determined as follows:

(a) The sum total of all local equalization aid as calculated under RSA 198:40 paid to all municipalities statewide; plus

(b) The sum total of all targeted aid as calculated under RSA 198:40-a paid to all municipalities statewide; plus

(c) The sum total of all state enhanced education aid as calculated under RSA 198:40-b.

II. In each fiscal year, the total aid calculated in paragraph I shall be adjusted by adding the average annual rate of inflation, as measured by the most recent available northeast region consumer price index for all urban consumers as published by the Bureau of Labor Statistics, United States Department of Labor. The resulting sum, expressed as a percent-

age, shall be added to 100 percent to yield an adjustment factor. The total state aid for education from the immediately preceding year shall be multiplied by the adjustment factor and the product shall be the adjusted total state aid for education.

III. In each fiscal year, the commissioner of the department of revenue administration shall determine, to the nearest cent, the state enhanced education tax rate that will match, as nearly as possible without exceeding, the amount raised statewide by the state enhanced education tax in fiscal year 2005.

IV. In any fiscal year in which the total state aid for education as calculated under this section would exceed the total state aid for education distributed to municipalities in the immediately preceding fiscal year as adjusted pursuant to paragraph II of this section, the total state aid for education shall be reduced to the amount distributed to municipalities in the immediately preceding fiscal year, as adjusted pursuant to paragraph II of this section, and the amount of the excess shall be deducted from each municipality's state enhanced education aid distributed under RSA 198:40-b on a pro rata basis. If in any fiscal year the total state enhanced education aid distributed to municipalities is insufficient to offset the excess, the remaining excess shall be deducted from each municipality's transportation aid on a pro rata basis.

11 Determination of Adequate Education Grants. RSA 198:41 is repealed and reenacted to read as follows:

198:41 Determination of Adequate Education Grants.

I. Except for municipalities where all school districts therein provide education to all of their pupils by paying tuition to other institutions, the department of education shall determine the amount of the adequate education grant for the municipality by adding all sums received by a municipality under RSA 198:40, RSA 198:40-a, and RSA 198:40-b, and subtracting from this sum the amount of the tax warrant issued by the commissioner of the department of revenue administration pursuant to RSA 76:9 for the next tax year.

II. For municipalities where all school districts therein provide education to all of their pupils by paying tuition to other institutions, the department of education shall determine the amount of the adequate education grant for each municipality as the lesser of the two following calculations:

(a) The amount calculated in accordance with paragraph I of this section; or

(b) The total amount paid for items of current education expense as determined by the department of education minus the amount of the warrant to be issued by the commissioner of revenue administration for such municipality reported pursuant to RSA 76:9 for the next tax year.

12 School Money; Distribution of Adequate Education Grants. Amend RSA 198:42, II to read as follows:

II. For the fiscal year beginning July 1, 1999, and every fiscal year thereafter the amount necessary to fund the grants under RSA ~~[198:41]~~ **198:40-c** is hereby appropriated from the education trust fund created under RSA 198:39 to the department of education according to the following formula: from the amount calculated in accordance with RSA ~~[198:40, III,]~~ **198:40-c**, subtract the aggregate amount of the **state enhanced** education ~~[property]~~ tax warrants to be issued by the commissioner of revenue administration for municipalities reported pursuant to RSA 76:9 for the next tax year. The governor is authorized to draw a warrant from the education trust fund to satisfy the state's obligation

under this section. Such warrant for payment shall be issued regardless of the balance of funds available in the education trust fund. If the balance in the education trust fund, after the issuance of any such warrant, is less than zero, the commissioner of the department of administrative services shall inform the fiscal committee and the governor and council of such balance. This reporting shall not in any way prohibit or delay the distribution of adequate education grants.

13 Low and Moderate Income Homeowners Property Tax Relief. Amend RSA 198:57, III(a) to read as follows:

(a) Owns a homestead or interest in a homestead subject to the **state enhanced** education [~~property~~] tax;

14 Low and Moderate Income Homeowners Property Tax Relief. Amend RSA 198:57, IV(c) to read as follows:

(c) Multiply the lesser of the amount determined in subparagraph (a) or (b) by the [~~current~~] **state enhanced** education [~~property~~] tax rate as shown on the tax bill under RSA 76:11-a;

15 Excess Education Property Tax Payment; Subdivision Heading Amended. Amend the subdivision heading immediately preceding RSA 198:46 to read as follows:

Excess **State Enhanced** Education [~~Property~~] Tax Payment

16 Excess Education Property Tax Payment. Amend RSA 198:46, I to read as follows:

I. Municipalities for which the **state enhanced** education [~~property~~] tax exceeds the amount necessary to fund an adequate education determined by RSA 198:40 shall assess and remit such excess amount to the department of revenue administration on or before March 15 of the tax year in which the excess occurs.

17 Excess Education Property Tax Payment; Forms. Amend RSA 198:47 to read as follows:

198:47 Forms. The commissioner shall approve and provide forms relative to the reporting and remitting of excess **state enhanced** education [~~property~~] tax by the municipalities.

18 Alternative Kindergarten Programs. Amend RSA 198:48-a, VII-VIII to read as follows:

VII. (a) [~~Upon the effective date of this paragraph, and for~~] **For** each fiscal year through June 30, 2003, an adequate education grant of \$1200 per pupil shall be distributed to school districts, from the education trust fund created in RSA 198:39, for the education of its resident kindergarten pupils enrolled in an approved alternative kindergarten program established under this section.

(b) Once pupils enrolled in an approved alternative kindergarten program have been counted in the average daily membership in residence, school districts shall receive, for each such pupil, an adequate education grant calculated in accordance with [~~RSA 198:40 through RSA 198:42~~] **RSA 198:41**.

VIII. Notwithstanding the provisions of this section, alternative kindergarten programs which were approved and in effect prior to April 29, 1999 may continue to operate and shall continue to receive per pupil adequate education grant amounts in accordance with RSA [~~198:40 through RSA 198:42~~] **198:41**.

19 School Boards, Teachers; Definitions Amended. RSA 189:1-d is repealed and reenacted to read as follows:

189:1-d Definitions. In this chapter:

I. "Attendance" means full-time participation in a program of instruction under the direction of a teacher employed by the school district.

Educationally disabled home educated pupils educated at school district expense under the direction of a teacher employed by the school district shall be included.

II. "Membership" means pupils of whom attendance is expected, whether a pupil is present or absent on any given day.

III. "Average daily membership in attendance" means the aggregate half-day membership of pupils attending schools operated by a school district divided by the number of half-days of instruction offered. The average daily membership in attendance for preschool and kindergarten pupils shall be divided by the number of instructional days offered to higher level elementary grades.

IV. "Average daily membership in residence" means the average daily membership in attendance of pupils who are legal residents of the school district pursuant to RSA 193:12 or RSA 193:27, IV and are attending any public school, or who are attending any charter school or private school program approved by the department of education at the expense of the school district.

20 Procedure for Formation of Cooperative School Districts; Apportioning Operating Expenses; Exclusion of Home Education Pupils Deleted. Amend RSA 195:18, III(e) to read as follows:

(e) The method of apportioning the operating expenses of the cooperative school district among the several preexisting districts and the time and manner of payment of such shares. ~~[Home education pupils who do not receive services from the cooperative school district, except an evaluation pursuant to RSA 193-A:6, II shall not be included in the average daily membership relative to apportionment formulas.]~~

21 Procedure for Formation of Cooperative School Districts; Apportioning Capital Expenses; Exclusion of Home Education Pupils Deleted. Amend RSA 195:18, III(g) to read as follows:

(g) The method of apportioning the capital expenses of the cooperative school district among the several preexisting districts, which need not be the same as the method for apportioning operating expenses, and the time and manner of payment of such shares. Capital expenses shall include the costs of acquiring land and buildings for school purposes, including property owned by a preexisting district; the construction, furnishing, and equipping of school buildings and facilities; and the payment of the principal and interest of any indebtedness which is incurred to pay for the same or which is assumed by the cooperative school district. ~~[Home education pupils who do not receive services from the cooperative school district, except an evaluation pursuant to RSA 193-A:6, II, shall not be included in the average daily membership relative to apportionment formulas.]~~

22 Average Base Cost Per Pupil; Fiscal Year 2004. Notwithstanding the provisions of RSA 198:40, the average base cost per pupil for the fiscal year ending June 30, 2004 shall be \$3,311.

23 Effective Date.

I. Section 2 of this act shall take effect July 1, 2004.

II. Sections 4-7 and 10-18 of this act, and RSA 198:38, VII as inserted by section 8 of this act shall take effect July 1, 2004.

III. Section 3 of this act and IX-X as inserted by section 8 of this act shall take effect July 1, 2005.

IV. RSA 198:40-b and RSA 198:40-c, I(c), as inserted by section 10 of this act shall take effect July 1, 2004.

V. The remainder of this act shall take effect July 1, 2003.

2003-1982s

AMENDED ANALYSIS

This bill:

I. Reduces the education property tax rate from \$5.80 to \$4.87 for the 2004 fiscal year and to \$3.26 for the 2005 fiscal year.

II. Beginning July 1, 2005, establishes a new education funding formula for municipalities and sets forth criteria whereby municipalities may receive local equalized aid, targeted per pupil aid, and state enhanced education aid for pupils in the public schools.

III. Establishes a new procedure for determining the statewide cost of an adequate education.

IV. Sets the average base cost per pupil for the 2004 fiscal year at \$3,311.

SENATOR GATSAS: Thank you Mr. President. I move HB 608 ought to pass with amendment. The three changes that we made in Finance on this bill was one, to reduce the statewide property tax from \$3.50 to \$3.26 because the evaluation that we had used in the original bill as it came forward to this Senate, increased by an additional 8 percent. We changed that number and that number does not affect the communities in any way. It allows the same \$436 million that was sent out by the state in the previous bill, to be continued to be sent out with this amendment. It changes the adequacy number by about \$1,000. So effectively, nothing changed on the distribution formula to the communities throughout the state. The other thing that we did was put in the base cost for the stabilization of 2004 for the student rate at \$3,311. The third technical correction was to spell out the actual free and reduced lunch formula so that it made it so that each community for every free and reduced lunch child that was in that community, on an ADMR basis, would receive the grant amount. Those are the only changes that we made. Please join the Finance Committee by voting HB 608 ought to pass with amendment. Thank you.

SENATOR FOSTER: Thank you Mr. President. We debated this bill a couple of weeks ago or whenever it was and I don't intend to do that again today. I continue to have concerns about it, but that is not why I am rising. Why I am rising is that although we apparently have some figures that we know will lower the Enhanced Education Tax, none of us, I don't believe, have seen the reassessments for our particular communities, so none of us here know how our particular communities are in fact affected by this legislation. So whether you are in favor of it or whether you oppose it, you won't know exactly how your community is being affected, so when the members of your community come and ask you, "how is this going to affect us?" you won't really be able to tell them for sure. I think that is wrong. I don't think that...that is not a criticism of anybody in this body, but my understanding is that those numbers are supposed to be out May 1, they aren't out, I don't know why. I don't think that any of us have been given a good explanation. I believe that they may be available like today. Legislative Budget Assistant is doing a lot of other very important work here today, so I haven't seen the numbers and I just raise that as a concern. I don't want to see that happen again. I think it is wrong. Thank you.

SENATOR SAPARETO: Thank you Mr. President. I like 608. I think that 608 is a vast improvement over what we have done in the past. I have watched the state property rate start at \$13, go to \$10, go to \$8.80, go to \$6.60, \$5.80, \$4.92, \$3.50 and now \$3.26. And who here, is going to

raise that back up again when property values stop increasing in value? I don't know anybody on that side of the wall that is willing to do it either. That is part of the problem. We keep artificially deflating this and I know it is going to come back and bite us. We are in a rush to get rid of this, and unfortunately, I think that the end result, when the rush to reduce this, is going to result in increased, substantially increased, local property tax rates at some point. It is great that assessments continue to rise, but as soon as interest rates, mortgage interest rates start to go up, property values and the housing market slows down, property values will start to not go up as rapidly, and some may go through a decline as they had done a few years back, and then all of a sudden, the enhanced education property tax and the education trust fund, is going to remain under-funded. Now what are we going to do? Are we going to go to business taxes and raise business taxes to supplement it? Is the Department of Revenue going to take the rate and raise the rate higher again? Then how are we going to defend it and how are we going to support going for a higher rate? The problem is that it cannot be sustained with an anticipation of continuing property value increases every single year. Five years ago I sat on that side of the wall and I said...I made a proposal to have the Department of Revenue set a tax rate, just like this is being done right now, to raise a specific amount of money for the trust fund. It was soundly rejected and ridiculed. My last comment before I left was we are going to get this one way or another. It is going to have to happen. Well here we are now, five years later, and we are making that proposal right now to set it at \$3.26 to raise money for the education trust fund. We are going to have a shortfall. I am going to vote for this right now, but I will guarantee that all we have done is put the legislature, and maybe this body, in two years from now, faced with a problem of an underfunded education tax...underfunded education trust fund and the result will be that we will shortchange it and put it back on the backs of the local property tax payers. I hope that we are recognizing that is what we are doing. I hope that I am going to be here in two years from now and four years, and remind you of what I am saying right now, again. Thank you.

SENATOR KENNEY: Thank you Mr. President. Senator Gatsas, my favorite community Moultonborough was a donor community under the original assessment, I believe, or the statewide property tax or the "Sweet Tax". As you lower it from \$3.50 down to \$3.28, does Moultonborough continue to be a donor community?

SENATOR GATSAS: Thank you Senator Kenney. The answer to your question is that the expenditure in Moultonborough in the year of 2002...I need my glasses to tell you. The education expenditure in Moultonborough in 2002 was \$7,757,936. The enhanced education tax that they raised is \$6,275,755. They would have to spend that enhanced education tax, or as you called it, the "Sweet Tax", on education before they would raise one local dollar. So no, they would no longer be a donor town.

SENATOR KENNEY: Thank you and Moultonborough appreciates that "Sweet and Low" tax. Thank you.

SENATOR MORSE: Senator Gatsas. There is two parts to your plan that I have a question of. One, wasn't your plan the only plan when it was laid out that showed one year that we didn't have an increase in values? And two, isn't your plan tied to the ups and downs in the values automatically?

SENATOR GATSAS: Thank you for asking those questions. Certainly the beauty of this plan, as I see it, to address Senator Foster's concern is that the plan was never constructed by looking at what happened to individual communities. This plan tells the community like Claremont, that if all of a sudden they build five Wal-Marts in Claremont, and their evaluation per child goes up, they may not receive any targeted aid. The same being in Nashua. If all of a sudden there is a run to move to Claremont or the Western part of the state, and they lose evaluation because those companies have left, they may get more targeted aid. So this formula strictly talks about targeted aid per child, in the state of New Hampshire. It builds a formula from left to right, and yes, I presented to everybody what would happen with the formula if the evaluations went down by six percent. The legislation says that we don't set, at the legislature doesn't set, if evaluations go down, it automatically goes up. I think that when you talk about a statewide enhanced education tax or the "Sweet Tax", everybody understands that the legislation here controls that number. Thank you.

SENATOR D'ALLESANDRO: Mr. President, I want to be brief and just pick up on Senator Foster's remarks. I think that we have a law in place that says that the evaluation should be made available on the first of May. If that is the law, that should be adhered too. Here we are on the fifth of June and those evaluations have just been released. That is a month late. I realize that Senator Gatsas has done yeoman work and I appreciate it. I think that it is the way...I mean I voted for it and I am going to vote for it again. It just seems to me that all of us are interested in our local communities. That is who we represent and that is why we are here, and if we don't have that knowledge before us, it is a negative for us in terms of how we make our decisions. So it seems to me that if one thing comes out of this debate, it is the fact that we should see those numbers in an appropriate manner. Ever since I have been here, the one complaint that we have had, consistently, about education funding, is we never have good numbers to work with. We should have good numbers to work with. We have provided the resources to get those good numbers and we should have those good numbers. Thank you Mr. President.

SENATOR PETERSON: Thank you Mr. President. I understand that this bill and this approach has many co-sponsors and will likely pass today. I also understand that it will probably go on from this point to have a conference with the House. Therefore, in order to be effective, at this point, I would like to state some concerns with the bill, in hopes that those concerns will be carried forward to the House because this is so terribly important to the future of our state that we get our education funding formula right. I do appreciate the work that Senator Gatsas has done on this, which has been a tremendous amount of work, but I have three things that have caused me to vote against this in the past, and as I will again today. The first, which I hope will be considered as we go forward in conference with the House, is the degree of constitutional risk that we are willing to bear in the plan that we put together. This plan, for better or for worse, puts the shoe, in some sense, on the other foot of what it has been in the previous plans, with the state being the one that enhances the local effort instead of the state providing the basic effort which is enhanced by local monies. I think that is something to look at carefully. The second problem that I have is the effect on the towns in my district, but that effect is generated, from in my opinion, an over abundance zeal to eliminate donor towns which has effects in this plan. Senator Kenney brought up the town of Moultonborough whose

equalized rate, according to information that I have in 2001, was under \$10 per \$1,000. There are towns in my district that have tax rates that are on an equalized basis, are in their mid 20's or in the low 20's, that will see \$2 and \$3 increases over the course of this biennium as a result of passing this legislation if indeed, the school spending holds in the way in which it has over the past few years. In other words, in comparison with current law, that would be the case, in whereas in comparison with current law the town of Moultonborough would see a decrease, in the information that I have been given, in the \$7 to \$8 range. We see this in other towns such as Newington, Waterville Valley, Rye, and yet there are towns who are in the middle of the pack that will pick up the slack. I am afraid that that may not in the final analysis be equitable. I certainly can't support it. The third thing that I would ask the Committee of Conference to consider is that the structure of the plan has been worked with in ways that may not serve our long-term best interest. The inclusion of English as a second language, which we understood was done, to help some of the urban centers, may not be good long-term policy. At a meeting that I had, a public meeting, on the education funding, it was brought up that this may draw communities to place more students into English as a second language, whereas immersion English may actually be a more effective type of program for people who come in and who need to assimilate into our culture. So with all, I have these objections to the plan. I think that it is important that we know what the effects are in the communities before we move forward and thus, am unable to support the plan which is today, brought forward by the majority in this body. Thank you Mr. President.

SENATOR GATSAS: Senator can you...I believe some of the communities that you have, I think the concerns that you have may be legitimate, but I think that your concerns should be more looking at what the actual check that the community receives from the state. That is the important one because that is what is coming out of the state coffer. I go through the list and I look at a few of the communities, that I believe that you represent, Greenville being one. They get an additional \$500,000 with the "Sweet Plan." I look at Jaffrey and they get \$400,000 with the "Sweet Plan." I look at Milford and they get \$1.2 million with the "Sweet Plan." I look at Mount Vernon and they get \$200,000 additional with the "Sweet Plan." I look at Peterborough and they lose \$60,000 with the "Sweet Plan." So I think that the important issue the communities have to look at, are the number of dollars that the state is actually sending to those communities. So wouldn't you agree that if the net amount that comes from the state to a community, be more, that that is a more beneficial plan to a community?

SENATOR PETERSON: I would agree with the last statement. Some of the previous ones, however, are a variance with the information that I have. I do agree that Greenville benefits under the plan, but my assumption would be that spending would continue at the current pace and that the appropriate side-by-side is made with current law. Under those circumstances, there are towns with some of the lowest rates in the state that would benefit greatly, whereas towns in my district, that are actually struggling under their property tax burden as much as anywhere, have an increased burden, which would be the case with all of the other towns that you mentioned with the exception of Greenville.

SENATOR LARSEN: I rise to basically say ditto to many of the comments made by my colleagues. Senator Sapareto wisely said that we are

in fact returning through this education formula to a system that will, could mean ever declining state aid to communities and ever increasing local property taxes. Senator Peterson made the point that there is a concern with equal and proportional taxation across the state through this plan, and we will in fact, would this survive a constitutional test as is required in our constitution, that our taxation for state purposes be equal and proportional. Senator Foster raised an interesting question, how can we be voting on the most important education funding plan for our state, and unlike all of the other years that we voted for education funding, we do not have a current distribution plan so that we can look at exactly what those aid amounts are to our communities and what it means to our communities? We do not have those numbers. There has been a recent...we understand that the department has recent evaluation numbers, but they have not been translated into this bill. So we don't know the details of this bill. Finally, I would say to Senator Kenney's remarks that this is a "Sweet Plan." It is in fact a "Sweet Plan". It is a sweet plan for the donor towns of our state who rightfully have people who are struggling in their communities to meet the property tax, but the question is, are we going to be a state where every single person in this state contributes to what is a state responsibility and that is the education of our children? The point in the Claremont decision was that children of or state do not stay in the town for which they were born, they do move across the state and it is a state interest to have our children educated in the best possible way, not just by the town and its ability to pay, but by the state recognizing that these are children of our state, not children of our towns, and that they should be educated at the best that we can do for them. I am concerned as we return this to ever increasing local property taxpayers that the communities, often times perhaps they are not now the poorest communities because they may receive targeted aid, but there is a vast majority, a vast realm of communities throughout our state that are slightly poor, that have a great deal of difficulty. Towns like Greenville with huge property taxes to pay for their education system that we are not solving through this bill. So I do not support HB 608. Thank you.

SENATOR MARTEL: Thank you very much Mr. President. I wish to stand here and praise Senator Gatsas for his tireless work for putting this amendment together and this bill. I happen to be in a district where I have the richest of the rich and the poorest of the poor. Some parts of my district are an urban center of the worse kind. The education system that we have in Manchester draws on every single faculty that we can get our hands on in order to be able to gather the resources to teach children with up to 51 different languages throughout the education system. We also have a problem with the developmentally disabled who also attend schools within my district. On the other hand, I have businesses in Manchester, but I also have the urban center of Litchfield which is comprised of people who just want to live basically on the outskirts of the city. I see nothing but positives, okay, as far as bringing down a statewide property tax to \$3.26 which will be very, very well received, in fact, I received many phone calls from constituents of mine, in Litchfield and in Manchester saying that they asked me to support this bill. I told them that certainly, I already said that I would, and that we would work towards that solution. So I urge everyone to please vote for this bill today. I ask you to please do so, with the fervor, okay, that the legislation brings forward. So I thank you very much Mr. President.

SENATOR BOYCE: Thank you Mr. President. I rise neither in support, nor in opposition to HB 608 as it is written. I realize that we need to make a change in our education funding plan. The plan that we are under today is a hodgepodge that was put together in a very pressured way, several years ago. What our friends and in some cases, relatives, across the hall did when they passed their versions of these bills, they had two bills. They intended that 608 be a temporary bridge to a permanent plan which was their bill, HB 717. We have killed HB 717 and we have amended HB 608. So in effect, this is the last man standing. And I realize that the only way that we are going to proceed from here without continuing the current plan for another two years, is to pass 608 and then assume, I assume that the House is not going to simply rubber stamp it and send it to the Governor, so there will be a Committee of Conference. I realize that the only way that's ever going to happen is if we pass 608 out of there today. So although I am not really a supporter of 608 as it stands, I will be voting for it today in order to get it to that Committee of Conference, which I know will come, and hopefully, there will be a good compromise resolution between the two chambers. Thank you Mr. President.

SENATOR SAPARETO: Thank you Mr. President. We started with a statewide property tax. We had 193,000 students here in this state. We now have 203,000 in the state. When we talk about level funding, I think that we need to get off of level funding for 1,000 kids...at \$1,000 is different then \$1,000 with three times as many kids. We are talking about the same dollar amount, but we forget who we are educating, who we are paying for. We had a 10,000 student increase in the past five years, since we started to implement this program. Now, one of the things in this bill that I have been in favor of is a CPI Index. If the rate was still left at \$3.50, we would have another \$10 million in it. That \$10 million offsets a good chunk of education cost increases. We are now putting at CPI two percent. We are looking at education costs at 12 percent. If this continues the state's portion of the education dollars is going to continue to be reduced until Claremont III occurs. That is fine if that is what we want to do, seven or eight years down the road. Now all of this has done...primarily what is the reason why we are doing this? We are doing this because a few of the towns with the lowest tax rates in this state, insist on not paying close to what everyone else pays. That is fine too because no one likes to pay taxes. But there is only two ways to eliminate donor towns. Donor towns are a creation of this body, that body and the press. That is why we have donor towns, because there are donor towns in tobacco tax and every other state tax that we have, but that is the way that we operate because we only collect taxes at the local level. So the two ways that we can get rid of donor towns is that we reduce the rate to the lowest common denominator, the lowest taxed town in this state or we change the method of collection so that we can't see what those are, the way that the tobacco tax is being done into the education trust fund, and the auto rental tax, and the business profits tax and the business enterprise tax, yet we don't look at what is donated and received with those. We don't want to talk about those. For most of the people that read the newspapers and watch the media, they don't understand. All they look at is what is the rate at \$3.26? Well I can think of one town in my community that saw an \$11 decrease in the statewide property tax from 1998 to 1999. That was my town in Derry. The only town that had a larger decrease was Madbury at that time, and we all know who was from there. But the point was that we are in a race to

reduce this portion of it and we are forgetting about the local property taxes. For almost every community in this state, the statewide property tax represents about 15 to 20 percent of what their property tax really is, maybe 20 percent, and with this even less, yet the education property tax and their local property taxes is through the roof. We are taxing people out of towns like Greenville and Berlin and towns like Derry, and across this state. There was a 90 percent tax reduction from 1998 to 1999 and really, any of constituents is even aware of that today, because what they say is "what is happening to our rate right now? It is right back to where it was before?" Yet what they forget to be told is that well, of course if we didn't give you the other grant, then add another \$10 to your rate or \$5 to your rate and that is what you would be paying. We are picking those things up with it, with new state taxes. Now I mean, I have to praise Senator Gatsas because 608 is light years ahead of anything that came out of, that originated out of that body over there because they really...well...I better calm down here...about what goes on over there...but the point is that for the first time we are looking at what makes a property poor community? That is lots of kids, low property value. This bill does look at equalized evaluation per pupil, which is something that we should be looking at. But let's look at what happened with property assessments to the years. Since we first brought in and introduced the statewide property tax or enhanced education tax or a property tax at the state level. We started with \$66 billion of assessed property value. From there we went to \$83 billion of assessed property value. From there we went up...now we are at \$106 billion of property value. As I mentioned, the kids went from 193,000 to 203,000. So those ratios relatively remained the same, but the problem is going to remain if we are in a race to reduce what the overall state rate is, in order to fund, to give money back to these communities, we are not getting...the bulk of this state is not getting the same bang for their buck at the state rate. The local rates generally require a higher percentage...at the local level, a higher tax increase than the state is. You don't get your same bang for the buck at \$3.26 at the local level as you do at the state level. We are in a race to reduce this. So that is why I...we are heading down this road and it is going to be a problem. I will guarantee you... again, I will be standing up here saying the same thing four years from now, until we finally get it straight. My esteemed colleague from Salem is right, the property tax rate will move based on what the evaluations are; however, I want to know how many people in this room when this automatic system says that we need a \$7 property tax rate to come up with the same amount of money or \$4, are going to support it, because that is where we are backing ourselves into the corner. We can keep going in one direction but not the other. Thank you.

Question is on the adoption of the committee amendment.

A roll call was requested by Senator Larsen.

Seconded by Senator Sapareto.

The following Senators voted Yes: Gallus, Johnson, Kenney, Boyce, Green, Flanders, Odell, Roberge, Eaton, O'Hearn, Clegg, Gatsas, Barnes, Martel, Sapareto, D'Allesandro, Morse, Prescott, Cohen.

The following Senators voted No: Below, Peterson, Foster, Larsen, Estabrook.

Yeas: 19 - Nays: 5

Amendment adopted.

Question is on the adoption of the bill as amended.

Adopted.

SUSPENSION OF THE RULES

Senator Clegg moved that the rules of the Senate be so far suspended and that **HB 608-FN-L** be ordered to third reading in the early session and passed at this time.

Adopted by the necessary 2/3 vote.

HB 663-FN-A-L, relative to county and state funding of long-term care medicaid programs. Finance Committee. Ought to pass with amendment, Vote 8-0. Senator Odell for the committee.

Senate Finance

June 3, 2003

2003-1977s

10/01

Amendment to HB 663-FN-A-LOCAL

Amend the title of the bill by replacing it with the following:

AN ACT relative to county and state funding of long-term care medicaid programs and relative to transferring state information technology management to the governor's office of information technology.

Amend RSA 167:18-b, III as inserted by section 6 of the bill by replacing it with the following:

III. The counties shall have an aggregate credit of \$2,000,000 against amounts due under this section for each fiscal year beginning July 1, 1998. The \$2,000,000 shall be allocated among the counties based upon the proportion each paid under this section in the prior fiscal year and shall be made available as soon as possible after the start of the fiscal year. If the federal share of expenditures under this section is made available to the state in a method other than as a fixed percentage reimbursement, the nonfederal share shall be the amount of expenditures remaining after appropriate application of federal funds. ***The credit under this paragraph shall reduce the obligation of the counties under paragraph IV.***

Amend the bill by replacing section 9 with the following:

9 New Chapter. Nursing Facility Quality Assessment. Amend RSA by inserting after RSA 84-B the following new chapter:

CHAPTER 84-C

NURSING FACILITY QUALITY ASSESSMENT

84-C:1 Definitions. In this chapter:

I. "Assessment" means the nursing facility quality assessment imposed pursuant to this chapter.

II. "Assessment period" means a 3-month period beginning July 1, October 1, January 1, and April 1, of each year.

III. "Commissioner" means the commissioner of the department of revenue administration.

IV. "Net revenues" means revenues earned on an accrual basis of accounting by a nursing facility for non-medicare services provided to residents as provided for in 42 CFR 433.68(d)(1)(iii).

V. "Nursing facility" means a nursing facility as defined in RSA 151-E:2, V.

84-C:2 Imposition of Fee. An assessment of up to 6 percent of aggregated net revenues is hereby imposed on all nursing facilities. The fee shall be implemented in accordance with the provisions of 42 C.F.R. part 433.

84-C-3 Assessment Due.

I. Each nursing facility shall pay 100 percent of its nursing facility quality assessment due and payable for the assessment period no later than the fifteenth day of the month following the assessment period. Notwithstanding any provision of law to the contrary, no penalty or interest shall be imposed for failure to make payment of the assessment when due if such payment is made on or before the last day of the month in which such payment is due.

II. If the return required by RSA 84-C:4 shows an additional amount of assessment to be due, such additional amount is due and payable at the time the return is due.

84-C:4 Returns. Every nursing facility shall on or before the tenth day of the month following the expiration of the assessment period make a return to the commissioner and to the commissioner of the department of health and human services. The commissioner shall adopt rules, pursuant to RSA 541-A, relative to the form of such return and the date which it must contain for the correct computation of facility net revenues and the assessment upon such amount. All returns shall be signed by the authorized representative of the nursing facility, subject to the pains and penalties of perjury. If such return shows an overpayment of the assessment due, the commissioner shall refund or credit the overpayment to the nursing facility.

84-C:5 Collection and Deposit of Assessment.

I. The payments required by RSA 84-C:3 shall be made by electronic transfer of moneys to the state treasurer and deposited to the nursing facility trust fund established by RSA 151-E:14.

II. The state treasurer is authorized to establish an account or accounts and to take all steps necessary to facilitate the transfer of moneys required in paragraph I.

84-C:6 Additional Returns. When the commissioner has reason to believe that a nursing facility has failed to file a return or to include any part of its net revenue in a filed return, the commissioner may require the nursing facility to file a return or a supplementary return showing such additional information as the commissioner prescribes. Upon the receipt of the supplementary return, or if none is received within the time set by the commissioner, the commissioner may find and assess the amount due upon the information that is available. The making of such additional return does not relieve the nursing facility of any penalty for failure to make a correct original return or relieve it from liability for interest imposed under RSA 21-J:28 or any other additional charges imposed by the commissioner. This section shall not be construed to modify the statute of limitations provided in RSA 21-J:29.

84-C:7 Extension of Time for Returns. For good cause, the commissioner may extend the time within which a nursing facility is required to file a return, and if such return is filed during the period of extension no penalty or late filing charge may be imposed for failure to file the return at the time required by this chapter, but the nursing facility shall be liable for interest and late payment charges as prescribed in RSA 21-J:28 or RSA 21-J:33. Failure to file the return during the period of the extension shall void the extension.

84-C:8 Records.

I. Every nursing facility shall:

(a) Keep such records as may be necessary to determine the amount of its liability under this chapter.

(b) Preserve such records for the period of 3 years or until any litigation or prosecution hereunder is finally determined.

(c) Make such records available for inspection by the commissioner or his authorized agents, upon demand, at reasonable times during regular business hours.

II. Whoever violates the provisions of this section shall be subject to the penalties imposed under RSA 21-J:39.

84-C:9 Administration.

I. The commissioner shall adopt rules, pursuant to RSA 541-A, relative to:

(a) The administration of the nursing facility quality assessment; and

(b) The recovery of any assessment, interest on assessment, or penalties imposed by this chapter or by RSA 21-J.

II. The commissioner may institute actions in the name of the state to recover any assessment, interest on assessment, additions to assessment or penalties imposed by this chapter or by RSA 21-J.

III. In the collection of any overdue tax, penalties or interest imposed by this chapter or by RSA 21-J, the commissioner may use all of the powers granted to tax collectors under RSA 21-J and RSA 80 for the collection of taxes.

84-C:10 Confidentiality of Records. Notwithstanding the provisions of RSA 21-J:14, the commissioner shall not be prohibited from providing information to the commissioner of health and human services with respect to the assessment imposed by this chapter, provided that the commissioner of health and human services and his agents and employees shall be subject to the provisions of RSA 21-J:14 with respect to any information provided by the commissioner.

84-C:11 Contingencies.

I. The nursing facility quality assessment imposed by this chapter shall not be assessed, and no return shall be required to be made, upon the occurrence of any of the following events:

(a) Aggregate medicaid reimbursement for nursing facilities through PAU 05-01-10-04-01 class 90 is reduced below the level in effect as of February 1, 2003.

(b) Federal approval of the nursing facility quality assessment established under this chapter, or of any related state plan amendments or waivers is withdrawn.

(c) Collection of the assessment is rendered invalid by the decision of any court or administrative agency.

(d) Any proceeds from the nursing facility quality assessment established in this chapter are expended by the state or any state agency for any purpose other than funding nursing facilities under the medicaid quality incentive program under RSA 151-E:13.

(e) A state plan uniformity waiver as provided for in 42 C.F.R. section 433.68(e)(2) does not receive federal approval.

II. The commissioner of health and human services shall notify the commissioner of revenue administration of the occurrence of any of the contingencies in paragraph I.

III. The nursing facility quality assessment under this chapter shall not be assessed or collected and the medicaid quality incentive program authorized by RSA 151-E:13 shall not be paid until after the commissioner of health and human services certifies to the commissioner that

the department of health and human services has obtained federal approval of the assessment in RSA 84-C:2, the state plan uniformity waiver in RSA 84-C:11, I(e) and the medicaid quality incentive program in RSA 151-E:13. Payments under the medicaid quality incentive program shall commence 45 days after such certification and shall be effective for the period beginning May 1, 2003 or the effective date of the federal authorization for the nursing facility quality assessment, the uniformity waiver, and the medicaid quality incentive program, whichever is later.

Amend the bill by replacing all after section 11 with the following:

12 Penalty for Failure to File; Reference Added. Amend RSA 21-J:31 to read as follows:

21-J:31 Penalty for Failure to File. Any taxpayer who fails to file a return when due, unless an extension has been granted by the department, shall pay a penalty equal to 5 percent of the amount of the tax due or \$10, whichever is greater, for each month or part of a month during which the return remains unfiled. The total amount of any penalty shall not, however, exceed 25 percent of the amount of the tax due or \$50, whichever is greater. This penalty shall not be applied in any case in which a return is filed within the extended filing period as provided in RSA 77:18-b, RSA 77-A:9, RSA 77-E:8, RSA 83-C:6, RSA 83-E:5 [or], RSA 84-A:7, **or 84-C:7**, or the failure to file was due to reasonable cause and not willful neglect of the taxpayer. The amount of the penalty is determined by applying the percentages specified to the net amount of any tax due after crediting any timely payments made through estimating or other means.

13 Initial Assessment Period; Nursing Facility Quality Assessment. Notwithstanding RSA 84-C:1, II the initial assessment period shall be the period beginning with the effective date of federal authorization and ending on June 30, 2003.

14 Applicability. Nothing in sections 1-12 of this act shall be construed to create a new right or entitlement on behalf of any person to receive a service provided by the state.

15 New Chapter; Governor's Office of Information Technology. Amend RSA by inserting after chapter 4-C the following new chapter:

CHAPTER 4-D

OFFICE OF INFORMATION TECHNOLOGY

4-D:1 Office of Information Technology Established; General Duties and Responsibilities

I. There is established the office of information technology within the office of the governor. The office of information technology shall be under the supervision of the chief information officer. The chief information officer shall be appointed by the governor, with the advice and consent of the council, and shall be a non-classified employee.

II. The office of information technology, through its officials, shall be responsible for managing and coordinating all technology resources in the executive branch of government, developing and implementing strategies to enhance state customer service, and creating statewide efficiencies through the use of information and other technologies.

4-D:2 Functions. The office of information technology shall be responsible for the following:

I. Providing technical information technology consultation to all executive branch agencies and to any other agency that requests it, including technical advice during the development or acquisition of information systems.

II. Monitoring technological trends and informing all state employees and officials about state-of-the-art information systems and management techniques.

III. Developing a formal information technology planning process for approving agency information technology plans.

IV. Preparing and maintaining a statewide information technology plan based upon agency data processing plans.

V. Reviewing, assessing, and approving the feasibility of agency plans, including cost estimates and impacts on other agencies and political subdivisions of the state.

VI. Developing standards and processes for collaborative stakeholder involvement to assure that hardware, software, and telecommunications systems acquired or developed by the state are as compatible among themselves and with other systems of the state and political subdivisions as are necessary and practical.

VII. Providing training and educational programs to technicians and managers.

VIII. Monitoring and reporting to the governor and legislature on the effectiveness of the use of information technology resources and on statewide progress in implementing technology plans.

IX. Coordinating information technology development efforts that affect multiple agencies or other levels of government.

X. Developing a data center consideration plan, which assigns strategic data centers throughout the state for data processing operations and service responsibilities for all executive branch agencies.

XI. Developing in concert with the commissioner of administrative services and the budget director the capital and operating budget requests for implementing each agency's information technology plan, including, but not limited to, appropriate standards for the uniform presentation of the general budget requests.

XII. Developing in concert with the director of plant and property management specifications for the procurement of computer equipment and software.

XIII. Developing a strategy to increase efficiency and effectiveness in all areas of state government by using information technology to its fullest potential.

XIV. Developing and implementing a strategy to consolidate statewide shared information technology services.

XV. Developing an information technology satisfaction measurement program to ensure information technology resources and strategic plans are meeting the needs of each agency.

4-D:3 Special Duties. In addition to the powers, duties, and functions otherwise vested in the chief information officer under this chapter, the chief information officer shall:

I. Develop and implement, with the advice of the information technology council, a long-range information technology plan for the state of New Hampshire. Development of the plan shall be completed by September 30, 2003.

II. Submit a report to the fiscal committee of the general court relative to cost savings resulting from the reorganization of information technology employees and functions. The report shall be submitted to the committee every 60 days until such time as the reorganization has been completed and the projected cost savings realized.

4-D:4 Information Technology Council.

I. There is hereby established the information technology council. The council shall advise the chief information officer on the following:

- (a) Statewide strategic technology plans.
- (b) Outsourcing relationships, including the purchase of technology equipment and contracts with technology vendors.
- (c) Computer systems consolidation.
- (d) Implementation of centralized services.
- (e) Information technology resource changes, including changes in quantity of resources allocated to executive branch agencies, location of information technology resources and allocation of information technology personnel.
- (f) Statewide information technology policies and standards.
- (g) Information technology budgeting and resource allocation.

II. The information technology council shall consist of the following members:

- (a) The commissioner of administrative services, or designee.
- (b) The commissioner of transportation, or designee.
- (c) The commissioner of health and human services, or designee.
- (d) The commissioner of safety, or designee.
- (e) The commissioner of revenue administration, or designee.
- (f) Two heads of departments, appointed by the governor.
- (g) One state senator, appointed by the senate president for the duration of his or her legislative term.
- (h) One state representative, appointed by the speaker of the house of representatives for the duration of his or her legislative term.
- (i) One representative of municipal government, nominated by the New Hampshire Municipal Association and appointed by the governor for a three-year term.
- (j) One representative of county government, nominated by the New Hampshire Association of Counties and appointed by the governor for a 3-year term.

III. Six members of the council shall constitute a quorum.

4-D:5 Technical Committees. The chief information officer may establish technical committees to advise him or her on technical issues. Each technical committee shall include personnel from all 3 branches of government who have experience in the specific issue that is the focus of the committee. These issues may include but are not limited to:

- I. Hardware, software, and telecommunications standards.
- II. Information technology planning process.
- III. Development of statewide policies and procedures.
- IV. Emerging Internet and "intranet", or limited network, technologies.
- V. E-government strategy and deployment.
- VI. Wide Area Network efficiencies.

4-D:6 Agency Satisfaction Metrics. The chief information officer shall develop, no later than December 31, 2003, agency satisfaction metrics, a measurement and communication system to track the satisfaction of delivery of the information technology solutions. The office of information technology will use surveys, web tools, and special processes to ensure that vehicles exist for agency heads to get the quality of information solutions they require to operate their agencies. Benchmarks shall be set and continually measured to meet or exceed expectations.

4-D:7 Legislative Oversight Committee.

I. There is hereby established a joint legislative information technology oversight committee.

II. The committee shall consist of six members, three of whom shall be members of the house of representatives, with one such member from the house finance committee and one from the house executive depart-

ments and administration committee, appointed by the speaker of the house, and three of whom shall be senators, appointed by the president of the senate. Members shall be appointed for their term of office. All members shall be eligible for reappointment so long as they are qualified under this section. Members shall be appointed no later than December 30 of the year of their election to the general court, except that vacancies shall be filled for an unexpired term within 30 days of the creation of such vacancy, and the initial appointments under this section shall be made within 30 days of the effective date of this section. The members shall choose from their number a chairperson, provided that the chair shall rotate biennially between the house and senate members.

III. The chief information officer shall report to the committee on the activities of his or her office, including but not limited to the implementation of the state information technology plan, the organizational structure of information technology employees among state agencies and financial budget tracking related to information technology. Such reports shall be submitted bimonthly.

IV. Members of the committee shall serve without compensation but shall receive mileage at the legislative rate when attending to the duties of the committee.

16 Transfer of Personnel from Division of Information Technology Management to Office of Information Technology.

I. The director of information technology management and the personnel under his or her supervision in the department of administrative services immediately prior to the effective date of this act shall be transferred to the office of information technology, together with all of the books, payroll, records, equipment, unexpended appropriations for personnel and all information technology projects and functions or other available funds in any amount or subdivision of any account authorized or for use by the division of information technology management. Any such transfer shall occur only with the prior approval of the joint legislative fiscal committee.

II. Information technology employees of the executive branch may, notwithstanding any law to the contrary, be transferred to the office of information technology and report to the chief information officer. Any such transfer shall occur only with the prior approval of the joint legislative fiscal committee. The office of information technology shall manage and direct such employees in order to carry out the goals of RSA 4-D:2. Only those employees specifically designated by the chief information officer and approved by the fiscal committee shall be physically moved.

III. All agency heads and other state officials shall fully cooperate with the chief information officer in such manner as is designed to carry out the purposes of this section.

IV. Any state employee laid off as a result of budgetary reductions shall be allowed upon return to state service to utilize prior service for purposes of being eligible for retiree health insurance.

V. Notwithstanding any other provision of law to the contrary, all of the books, payroll, records, equipment, unexpended appropriations or other available funds in any amount or subdivision of any account authorized for information technology projects and functions available to any executive branch agency or department may be transferred to the office of information technology with the prior approval of the joint legislative fiscal committee.

VI. None of the transfers authorized by this section shall apply to the judicial or legislative branch.

17 Repeal. The following are repealed:

I. RSA 21-I:66-68, relative to the establishment, functions, and director of the division of information technology management.

II. RSA 21-I:69-72, relative to the special duties, rulemaking, advisory board, and technical committees of the division of information technology management.

18 Contingency. Paragraph I of section 17 of this act shall be effective upon the transfer, as provided in section 16, of all division of information technology management employees, materials, and equipment to the office of information technology or to another division within the department of administrative services, as certified by the commissioner of administrative services to the joint legislative fiscal committee and the director of legislative services.

19 Department of Administrative Services; Division of Plant and Property Management. Amend RSA 21-I:11, XI and XII to read as follows:

XI. Requiring, prior to an agency's submission of a request for proposal for state data processing equipment, software, or services exceeding ~~[\$5,000]~~ **\$250** in total cost, that the agency obtain approval of the proposal by the ~~[director of the office of information technology]~~ **chief information officer** to ensure that the procurement is consistent with the state information technology plan.

XII. Requiring agencies to submit the approval from the ~~[director of the office of information technology]~~ **chief information officer** in support of requests for purchases of information technology equipment or software in excess of ~~[\$5,000]~~ **\$250**.

20 Information Technology Plan; Reference to Chief Information Officer. Amend RSA 9:4-b to read as follows:

9:4-b Information Technology Plan. Each executive department, **with the necessary assistance of the chief information officer**, shall prepare an information technology plan ~~[in accordance with the information technology planning process developed by the director of the division of information technology management]~~ **and submit it to the information technology council**. The portion of each plan which addresses the upcoming biennium shall define the capital and operating budgets necessary for implementing the plan. The budget data in the information technology plan shall provide for both new information technology initiatives and existing operations and shall be consistent with the budget data submitted under RSA 9:4 and 9:4-a. In the case of the failure of any executive department to submit an information technology plan, the ~~[director of information technology management]~~ **chief information officer** shall cause a plan to be prepared as in his **or her** opinion is reasonable and proper. Each information technology plan shall identify a process for collaborative involvement of stakeholders representing other levels of government within the state in the development, design, and deployment of information technology systems that involve or impact such other political subdivisions of the state.

21 State Library; "Webster" Advisory Board; Duty to Advise Chief Information Officer. Amend RSA 201-A:27, I-IV to read as follows:

I. There is hereby established a board to advise the state librarian **and chief information officer** and to study the future direction of "Webster," the state of New Hampshire's automated information system Internet site.

II. The members of the board shall be as follows:

- (a) One house member, appointed by the speaker of the house.
- (b) One senator, appointed by the senate president.
- (c) One member representing the judicial branch, appointed by the chief justice of the supreme court.
- (d) The state librarian, or designee.
- (e) ~~[The director of information technology management, or designee]~~ **The chief information officer, or designee.**
- (f) The state archivist, or designee.
- (g) One member representing the governor's office, appointed by the governor.

(h) One public member, appointed by the governor, who shall be an end user of the information available on Webster.

(i) One representative of municipal government, recommended by the New Hampshire Municipal Association and appointed by the governor.

III. The terms of the members appointed pursuant to subparagraphs II(c), (g), ~~[and]~~ (h), **and (i)** shall be three years; the terms of all other members shall be coterminous with their terms in office. In the event of a vacancy, a new member shall be appointed for the unexpired term in the same manner as the original appointment.

IV. Members of the board shall serve without compensation. Members of the legislature shall receive mileage at the legislative rate when attending to the duties of the commission.

V. The board shall advise the state librarian ~~[on matters pertaining to the state's web site known as Webster, examine models from other states, coordinate]~~ **and the chief information officer on matters under their jurisdiction. The state librarian shall be responsible for matters pertaining to public access to state government information and resources and the coordination of** Internet information content activities on an interagency basis. ~~[and recommend standards to the state librarian]~~ **The chief information officer shall be responsible for the functioning and maintenance of the state Internet site, including the purchase and use of equipment and establishing standards** for electronic publications and other electronic information dissemination issues. **Notwithstanding any other provision of this section, the legislature shall oversee the content, functioning, and maintenance of all legislative websites and the judicial branch shall oversee the content, functioning, and maintenance of all judicial branch websites.**

22 Vital Records Health Statistics; Advisory Committee; Reference Change. Amend RSA 126:32, I to read as follows:

I. There is established an advisory committee to assist the commissioner of the department of health and human services in administering the fund established under RSA 126:31. The advisory committee shall also determine the need for improvement and automation of the processing of vital records upon recommendations from representatives of the financial data management unit, the office of community and public health, the New Hampshire City and Town Clerks' Association, and the ~~[division]~~ **office** of information technology ~~[management]~~. The members of the committee shall be appointed as follows:

- (a) Two town clerks, appointed by the New Hampshire City and Town Clerks' Association.
- (b) Two city clerks, appointed by the New Hampshire City and Town Clerks' Association.
- (c) A funeral director, appointed by the New Hampshire Funeral Directors' Association.

(d) A physician licensed under RSA 329 from the office of chief medical examiner, or designee.

(e) A public member, who shall have a direct interest in the registration of vital records, appointed by the commissioner of health and human services.

(f) The registrar of vital records, or designee.

(g) A health information specialist, appointed by the New Hampshire Hospital Association.

(h) The ~~director of the division of information technology management, department of administrative services;~~ **chief information officer**, or designee.

(i) The state archivist, or designee.

23 Telecommunications Planning and Development Advisory Committee; Reference Change. Amend RSA 12-A:46, II to read as follows:

II. The members of the committee shall be:

(a) The governor, or designee;

(b) The commissioner of resources and economic development, or designee;

(c) The commissioner of administrative services, or designee~~[-preferably from the division of information technology management];~~

(d) The chairman of the public utilities commission, or designee;

(e) One member of the house of representatives, appointed by the speaker of the house of representatives;

(f) One member of the senate, appointed by the president of the senate;~~[-and]~~

(g) The chief information officer, or designee; and

~~(g)~~ **(h)** The following persons nominated by the commissioner of resources and economic development and appointed by the governor and council:

(1) One member representing residential telecommunications customers;

(2) One member representing large business telecommunications customers;

(3) One member representing small business telecommunications customers;

(4) One member representing educators providing distance learning;

(5) One member representing municipal government;

(6) One member representing county government;

(7) One member representing a regional economic development organization or a regional planning commission; and

(8) Up to 5 members representing several of the following sectors of the telecommunications industry: wireless, paging, incumbent local exchange carriers, competitive local exchange carriers, Internet service providers, cable, long distance providers, and broadcast television. A member representing one sector may also represent one or more other sectors, as deemed appropriate by the commissioner.

24 Effective Date.

I. Section 8 of this act shall take effect June 30, 2003.

II. The remainder of this act shall take effect July 1, 2003.

2003-1977s

AMENDED ANALYSIS

This bill:

I. Establishes a statutory county-state finance commission.

II. Extends and amends the payment provisions for counties relative to the nonfederal share of nursing home facility services.

III. Adds a county official to the health services planning and review board.

IV. Establishes a nursing facility quality assessment.

V. Establishes the governor's office of information technology, under the direction of a chief information officer, and transfers the functions of the division of information technology management to the office of information technology.

VI. Provides that the chief information officer shall oversee state information technology plans.

VII. Amends the "Webster" advisory board to include the role of the chief information officer and adds a representative of municipal government to the board.

SENATOR ODELL: Thank you Mr. President. I move ought to pass with amendment on HB 663. House Bill 663 was originally sponsored by former Senator and now Representative King and myself. It started out many months ago as a bill to address the changes that are mandated by the sunset of SB 409. Since that initial introduction of the legislation has gone through a very long journey, with many changes and adjustments, and all of us that have been involved in this process are very appreciative to all of those others who participated and contributed to the development of this bill. Today, as it comes before you, HB 663 addresses this nursing home issue, but it also addresses the Governor's Office of Information Technology. House Bill 663 will establish a Medicaid Quality Enhancement Program authorizing the Department of Revenue Administration to collect a six percent assessment fee on the gross revenues of nursing home providers. The money will be matched with federal funds and an enhanced amount will be returned to providers based on their Medicaid population. The assessment will produce an estimated \$25 million for the nursing homes. House Bill 663 includes a sunset provision stipulating that in the event of federal approval, the assessment fee is not granted, the current county obligation will continue for one more year while alternative funding sources are identified. The bill also extends the moratorium on nursing home beds until 2006. It adds a county official to the CON Board and creates a County, State, Finance Commission that will oversee and manage the relationship between state and county governments. The Finance Committee also amended this bill to include a major component of Governor Benson's proposed platform for 2003. This component relates to the implementation of an Office of Information Technology, which will be housed in the Governor's office. This office will have broad oversight of all departments within the executive branch, coordinating and implementing strategies to enhance various services to the constituents of our state. The Office of Information Technology will be supervised by a chief information officer who is appointed by the Governor. The chief Information Officer will in turn receive instructions from the Information Technology Council and the Legislative Oversight Committee. The Governor and the Finance Committee both feel that creating this new office will lead to more efficient management of technology within the state of New Hampshire, thereby resulting in higher revenues being available for other important services to our communities. Based on these insights, the committee recommends that this bill ought to pass with amendment. Thank you Mr. President.

Amendment adopted.

Question is on the adoption of the bill as amended.

Adopted.

SUSPENSION OF THE RULES

Senator Clegg moved that the rules of the Senate be so far suspended and that **HB 663-FN-A-L** be ordered to third reading in the early session and passed at this time.

Adopted by the necessary 2/3 vote.

HB 705, establishing a committee to study the application of the communications services tax to the provision of Internet services and relative to the rate of the communications services tax and the property tax exemption for wooden poles and conduits. Finance Committee. Ought to pass with amendment, Vote 4-2. Senator Green for the committee.

Senate Finance

June 3, 2003

2003-1979s

10/01

Amendment to HB 705

Amend the title of the bill by replacing it with the following:

AN ACT establishing a committee to study the application of the communications services tax and continuing the property tax exemption for wooden poles and conduits.

Amend the bill by replacing all after the enacting clause with the following:

1 Committee Established. There is established a committee to study the application of the communications services tax.

2 Membership and Compensation.

I. The members of the committee shall be as follows:

(a) Five members of the house of representatives, appointed by the speaker of the house.

(b) Five members of the senate, appointed by the president of the senate.

II. Members of the committee shall receive mileage at the legislative rate when attending to the duties of the committee.

3 Duties. The committee shall study the application of the communications services tax.

4 Chairperson; Quorum. The members of the study committee shall elect a chairperson from among the members. The first meeting of the committee shall be called by the first-named house member. The first meeting of the committee shall be held within 45 days of the effective date of this section. Six members of the committee shall constitute a quorum.

5 Report. The committee shall report its findings and any recommendations for proposed legislation to the speaker of the house of representatives, the senate president, the house clerk, the senate clerk, the governor, and the state library on or before November 1, 2003.

6 Purpose. The general court finds that the exemption from the local property tax for wooden poles and conduits shall be extended for 2 years, pending a report by the legislative study committee established in this act.

7 Exemption of Wooden Poles and Conduits Extended. Amend RSA 72:8-b to read as follows:

72:8-b Exemption. ~~[As long as the intrastate or interstate communication services tax is imposed at a rate greater than that specified in RSA 82-A:3 or RSA 82-A:4 and]~~ Notwithstanding any other provision of

this chapter, any conduit that is not a part of a building and any whole or partial interest in wooden poles, employed in the transmission of communication services that are subject to the tax imposed under RSA 82-A, and owned by a retailer as that term is defined in RSA 82-A:2, X, shall be exempt from being taxed as real estate under RSA 72:8-a.

8 Prospective Repeal Date Extended for Exemption of Wooden Poles and Conduits Under RSA 72:8-b. Amend 1998, 304:6, I as amended by 1999, 163:7 and 2001, 158:2 to read as follows:

I. Section 5 of this act shall take effect July 1, ~~2003~~ **2005**.

9 Effective Date. This act shall take effect upon its passage.

2003-1979s

AMENDED ANALYSIS

This bill establishes a committee to study the application of the communications services tax.

The bill also extends a property tax exemption for certain wooden poles and conduits until July 1, 2005.

SENATOR GREEN: Thank you Mr. President. I move HB 705 ought to pass with amendment. The committee voted 4-2, with myself voting against this bill in its current form. The bill would establish a committee to study the application of the communications services tax. The bill also extends the property tax exemption for conduits and wooden poles until July 1, 2005. The amendment removes the rate of the communications services tax, which is currently set in the budget. Regardless of the vote on this bill, I will be offering an amendment which will include the study portion of this bill in my amendment. On behalf of the majority of the committee, HB 705 ought to pass as amended. Thank you.

SENATOR ODELL: Thank you Mr. President. I rise also to support this original bill and the amendment. I did not rise earlier, but Senator Green was esteemly praised and rightly so for his leadership of the Finance Committee. He brought to that committee a level of congeniality and comradery that helped craft that budget and made the process a success. I rise at this time to congratulate him and thank him for all that he did on behalf of the committee and on behalf of this body. I also noted during that time and frequently during that time, the difference of opinion that we might have had on this particular piece of legislation. We have had our different discussions about it, we have had our "dialogue" as he would call it. I come before you today, simply to suggest to you, that this bill now has two pieces. It is basically a study committee to study this exemption and this tax and it is a study committee that would end its work on November 1, 2003. I think that there is a general agreement that this study committee part, portion or this, should go forward. Given that we have the plans for this study committee, I think that it is important that we retain the exemption during the period that this exemption is being studied. After all, three times this body has agreed to keep the exemption in place. There are many stakeholders and people that are impacted by this particular exemption on the poles and conduit tax. What I would suggest to you is that we extend the exemption until 2005, June 30, 2005, noting, however, that if a change is the result of the study committee and legislation that comes forward after that point in time, that the timing of that exemption can be changed. But we have to remember, I think, that there are customers who get monthly bills that could be impacted by this. There are the telephone companies themselves, there are the communities, the state of New Hampshire. There

are many people who are impacted by this particular exemption and would definitely be impacted if there should be a change in it. So I simply ask you to consider the reality of what we are dealing with here and extend the exemption and go forward with the study committee so that we can do, in a thoughtful and deliberate manner, what should be done on this and in the end, we don't do something for which the consequences may not be known now. So rather than take abrupt action, I would encourage you to take thoughtful and deliberate action, put the study committee in place and let the study committee come to us after they do their work, so that at the beginning of January of next year, we can craft new legislation if required. Thank you Mr. President.

SENATOR KENNEY: Thank you Mr. President. Senator Odell, during the past several months, I have received e-mails and correspondence suggesting this study committee is looking at the Internet is a way to tax the Internet. My understanding is that it is not what this study committee or what the legislation is intended to do. Could you give us some clarification on that?

SENATOR ODELL: I think that I can, but I would like to defer to Senator Green.

SENATOR GREEN: The study committee for the Internet is in the budget on HB 2. It is still alive. It was taken out of this bill as part of the budget process, as was the permanent...making the communications tax permanent. The only thing that was left in this bill when we got through, was the exemption of poles and conduits. During the Finance Committee process, Senator Odell offered an amendment which brought back a study just on the communications tax issue and the exemption from that issue. So we really have two study committees here. One is on the Internet and DRA and the applying of that. This study is on the issue of the communications tax and the exemption, specifically for that tax. So you have two study committees involved here. They have been separated because they were confusing to people. They were getting them both mixed up, one against the other. We tried to get clarity on it.

SENATOR KENNEY: I appreciate that explanation by Senator Green. It is just when I looked at the new title and it says "provision of Internet Service or communications service tax to the provisions of Internet services." That is just really why I needed an explanation.

SENATOR GREEN: That was the original title. It has not been changed apparently.

SENATOR KENNEY: Okay. Thank you very much.

SENATOR GREEN: You are very welcome.

SENATOR D'ALLESANDRO: Thank you Mr. President. I rise in support of the committee amendment and HB 705 as amended. The process has been going on for a long time. You have heard iteration after iteration about this particular situation. We are making a major decision and that major decision should be looked at in light of what is happening in today's world. When we put this arrangement together...and when I say "we", when the legislature established the "communications tax", they established a surtax. And as long as that surtax was in place, the exemption was in place. We chose, in this legislative session, to take that surtax, and wrap it into the tax and make it a seven percent tax. We eliminated what we called the two percent surcharge that was in the last biennium. We maintained the rate at seven percent, but now the

body says that we will have a communications tax fix at seven percent. We made that decision. It just appears to me that as we move forward, we should take time and deliberate as we make other decisions. We have a study committee that includes five members from the House, five members from the Senate. That was part of the amendment. The quorum includes that it has to have six. This requires significant discussion and debate. The membership from the House is concerned about this and is very, very interested in participating in this debate, in this discussion and coming up with a conclusion. Now I don't have to go over with you, all of the things that I said before Finance because most of you, and many of you, have heard these things, but it just seems to me, that as we move forward to making a major policy decision, that debate that will take place in this study committee, and I encourage Senators to join the study committee because I think that it is very, very significant and once that decision is made, then we make changes and we go forward. Those changes should have the benefit of good discussion and good debate, brought back to this legislative body. So I support the Odell amendment as it is in place, and hope that my fellow Senators would do the same. Thank you Mr. President.

Amendment adopted.

Senator Green offered a floor amendment.

Sen. Green, Dist. 6

June 2, 2003

2003-2005s

01/03

Floor Amendment to HB 705

Amend the title of the bill by replacing it with the following:

AN ACT relative to the collection of the communications services tax by retailers of communications services and establishing a committee to study the application of the communications services tax.

Amend the bill by replacing all after the enacting clause with the following:

1 Communications Services Tax; Collection by Retailer. Amend RSA 82-A:6 to read as follows:

82-A:6 Collection of Tax.

I. The tax imposed under this chapter shall be collected from the taxpayer by a retailer maintaining a place of business in this state or having taxable sales in excess of \$10,000 and remitted to the department pursuant to this section. The tax required to be collected by this chapter and any such tax collected by such retailer shall constitute a debt owed by the retailer to this state. Retailers shall collect the tax from the taxpayer by adding the tax to the gross charge for communications services in this state, in the manner prescribed by the department. Whenever possible, the tax imposed by this chapter shall, when collected, be stated as a distinct item separate and apart from the gross charge for communications services, and shall be labeled "State Tax." The tax imposed by this chapter shall constitute a debt of the purchaser to the retailer who provides such taxable services until paid, and, if unpaid, is recoverable at law in the same manner as the original charge for such taxable services.

II. *To compensate retailers for keeping the prescribed records and the proper account and remitting of taxes by them, retailers*

are allowed to retain 3 percent of the taxes due and to be remitted if the return and payment are timely received by the department of revenue administration, as provided in RSA 82-A:7.

2 Communications Services Tax; Tax Returns by Retailer. Amend RSA 82-A:7, VII to read as follows:

VII. The retailer making the return herein provided for shall, at the time of making such return, pay to the department the amount of tax herein imposed. ***The retailer may deduct from the taxes collected the compensation allowed by RSA 82-A:6, II, and remit the net taxes to the commissioner of revenue administration.***

3 Committee Established. There is established a committee to study the application of the communications services tax.

4 Membership and Compensation.

I. The members of the committee shall be as follows:

(a) Five members of the house of representatives, appointed by the speaker of the house.

(b) Five members of the senate, appointed by the president of the senate.

II. Members of the committee shall receive mileage at the legislative rate when attending to the duties of the committee.

5 Duties. The committee shall study the application of the communications services tax.

6 Chairperson; Quorum. The members of the study committee shall elect a chairperson from among the members. The first meeting of the committee shall be called by the first-named house member. The first meeting of the committee shall be held within 45 days of the effective date of this section. Six members of the committee shall constitute a quorum.

7 Report. The committee shall report its findings and any recommendations for proposed legislation to the speaker of the house of representatives, the senate president, the house clerk, the senate clerk, the governor, and the state library on or before November 1, 2003.

8 Effective Date.

I. Sections 3-7 shall take effect upon its passage.

II. The remainder of this act shall take effect July 1, 2003.

2003-2005s

AMENDED ANALYSIS

This bill allows retailers required to collect the communications services tax to retain three percent of the revenue collected.

This bill also establishes a committee to study the application of the communications services tax.

SENATOR GREEN: Thank you Mr. President. I am going to offer an amendment and with that amendment, I am going to give you a copy of the current law that is being exempted from so you will know what you are exempting. The key issue here is fairness to your home, property taxpayer, your business taxpayers in your communities, and the state of New Hampshire. This is a unique fairness issue. It is also an issue, very clearly of how much you think that you should be paying a company to collect a tax for you. If I told you that if you knew that your communities were losing between \$30 and \$40 million in taxes, not tax base in actual dollars, and if I told you that the state of New Hampshire is losing \$10 million a year because the company that is getting the exemption has to pay the statewide property tax as well as local taxes? And if I told you that they were collecting the communications tax, which is about \$160 million a year, and they were receiving that kind of benefit, would you be con-

cerned? Now we have spent hours in this chamber, since I have been here, and by the way, I don't know if I will be here two years from now, so I will not debate this issue much further, but I think that when I see injustice, and I see preferential treatment given to somebody in this state, where everybody else is expected to pay their property taxes, and one company, basically one company, there is more than one, but the largest company, is getting off scott free. That is giving away the farm. That is what you are doing. Now was the decision a good decision when they made it? I think that they were not sure because they gave them two years at a time and they sunsetted it. Times change. You know what has happened to the value of property. In the last two years it has gone up 15 percent and 16 percent. What do you think has happened to the value of their property? It has gone sky high and they don't want to pay taxes on it. They think that they are entitled to this exemption. Well why don't we tell the people who pay the Rooms and Meals Tax that they don't have to pay property taxes because you collect money for us? We won't pay you three percent, we will let you not pay any property taxes. Good deal. If I was somebody who was sending their money to the state of New Hampshire, for three percent commission, to collect our money, and I found out that there was somebody else collecting or not paying any taxes, and the benefit that they were getting out of it, was at least worth 30 percent to collect the money. I would be upset. You should be upset. This is not right. It isn't correct. It isn't fair. Now we say that we all want to do what is best for our communities. We just spent hours on a budget for four months, trying to make sure that we did not impact our local taxpayers. Then you are going to sit here and tell me that you are going to let this kind of money go by the board because you think that one company, basically, should not have to pay their property taxes. I, as an individual, if I don't pay my property taxes, what happens? They take my home. But these guys don't have to worry about losing their property, they don't pay any property taxes for poles and conduits. They don't pay it. We said, we think that is a good deal for the state of New Hampshire. Well my amendment, what it does basically, it says that I think that the study should be done. I agree 100 percent. I don't have a problem with the study. I think that everybody should study this issue, but not while you are giving away the farm. If you give this another two years, you are allowing them to say to your property taxpayers, that you can not have this money that you are entitled to. You are saying to the state "you cannot have the money that you are entitled to." And by the way, the state property tax goes into the Education Trust Fund. So they are not paying into the Education Trust Fund on this issue. Now they pay taxes in other areas, for buildings and stuff that they own, but I want to be very specific. But the reality is that we are looking at over a billion dollars worth of set valuations that we say are local communities and our state is not entitled to tax. Now I don't think that is good state policy, public policy. You say that it is a major policy. It is only a major policy if it was in statute and was permanent. Everybody understood, every time this was extended, that it was sunsetted every two years. Why was it sunsetted? Because you have to take a look at it. But while you are looking at it again people, while you are studying it, treat them equal and fair and don't give them preferential treatment. Give them the three percent that homes and...meals...hold it...give them the three percent, that the rooms and meals is collecting. That is what we are doing. We have done that. We have made a policy decision that that is a fair commission on collecting state dollars. This is not what you are doing with these people. I don't understand what the problem is. I am going to tell you what I think the problem is, but some people don't want to hear it, but I am

not afraid to say it. I know what is going on. We have lobbyists that run around and really pressure everybody, and that is fine. But we are not working for lobbyists in this state. We are working for the people in this state. I don't care how much they pressure me, I am not going to support an inequitable situation, and I am not going to give anybody preferential treatment on behalf of the taxpayers that I represent. So I ask you to do the study. Do not allow them to continue to collect that kind of money from the state of New Hampshire and pay nothing on taxes. Give them the three percent for collecting it while we study the issue. I am not being unfair to them. They are being unfair to us. They are being unfair to the property taxpayers that you represent. They are being unfair to the taxpayers, the business taxpayers of your state and your communities, and they are being unfair to the state of New Hampshire. Don't let it continue. I will tell you, this is not going to go away. This is a major issue because this thing has been going on too long and nobody wants to confront it. Everybody wants to keep it quiet. Well I am not going to keep it quiet, as long as I am here. If I am not here in two years, you can do what you want. Thank you.

SENATOR BOYCE: I rise in opposition to the amendment. My understanding of the reason why this tax exemption was granted in the beginning is that the communications tax was implemented to make it an even across the board taxation of this industry. And, the realization at that time was that this new technology which was emerging, the cellular technology, was in competition directly, with the wire based phone system. Now to tax one company on two things and another company on one thing, seems to me unfair. If you are taxing the poles and the conduits and implementing a per line tax, in one case, and just the per line tax on the other, that doesn't seem exactly fair. I believe that was what the original intent was. Now be that as it may. If we decided to change this system and implement this new tax or imposition of an old tax, which ever way that we want to look at it. If you implement a tax on a company, particularly one that is a regulated utility like the phone companies are, what you are really taxing is not the company, but you are taxing the ratepayers. The people that pay for that service. I know that when I look at my telephone bill, I don't like the fact that about half of it looks like to me, to be taxes. State and federal taxes. The effect of what this would be is that you would ask the phone company to pay this new tax, but they wouldn't be paying it. The ratepayer would be paying it. So I am not convinced that the people in my district at least, really want to see a reduction in the property taxes that they are paying in exchange for this communications tax that they are paying, because it would be passed through. I mean, you tax a company that has customers, you are taxing the customers. That is the case whether it is IBM or the phone company or whoever you are taxing. If you put a tax on the company, you are actually taxing the customers. So I am not convinced that imposing this new or different tax scheme on the phone companies, just the ones that are wire based, by the way, would not impact the people who are paying the property taxes by an additional amount. I mean, I think that it would probably cost more on their phone bill, then they would see a reduction on their property tax bill. So that is why I think that what we need to do is to have this study and look at those things. Have the study come back and report to us next November. We can then decide whether or not to put in a bill in January to make changes to this process. I think that is the way that we ought to do it. To adopt this amendment at this late date, does not make sense to me. Thank you.

SENATOR GREEN: Senator, do you agree that the Public Service Company, which is the electric company, one of the electric companies in this state, one of the largest ones, and the gas company in this state, which has gas lines in the right-of-way, that they pay these taxes?

SENATOR BOYCE: Yes I do.

SENATOR GREEN: Would you further believe that the amount of whatever they do is in the rates?

SENATOR BOYCE: It is, yes.

SENATOR GREEN: Thank you.

SENATOR PRESCOTT: Thank you Mr. President. I have asked Senator Green and talked with Senator Green quite for quite a while on this issue. I still haven't come up with the conclusion that this tax that we are talking about on poles and wires, even ever existed on a local level. I haven't come to a conclusion on that. I don't believe that it ever was collected on a local level. I believe that it was collected on the state level. Therefore, this would be a huge dramatic change if we passed this amendment. In my mind, unless I am proven wrong, and I haven't been proven wrong yet, that it was once collected on a local level. I also believe that raising one tax doesn't lower another tax. Where raising one tax doesn't pass on cost to an end user of a company. As Senator Boyce said, if you let this tax go through that the local property tax can be levied locally, I believe that tax will be passed onto the customer of the telephone companies. Really it is not a net gain to the consumer at all. I will be voting against this amendment. I believe that I have to be on that study committee to get this resolved in my mind. I don't like it when somebody stands up in this chamber and says that it is a lobbyist issue that is driving the question. I don't like that at all. Since I don't have the answer about whether it was ever raised locally or not, in black and white, in front of me, then I have to study this much further. I want the study committee and I am requesting to be on it. If we don't resolve it, in black and white, that we all come to this chamber and have a reasonable discussion over it, then I don't think that we have done our job to get to the truth. The truth is a lot different than listening to the lobbyists. That has always been my emphasis. Thank you very much Mr. President.

SENATOR GREEN: Senator Prescott, I hope that you weren't questioning me being truthful, Senator?

SENATOR PRESCOTT: Not at all.

SENATOR GREEN: Thank you. I have a question for you. Are you aware that the telephone company currently has the highest telephone rates in the whole region, in New Hampshire?

SENATOR PRESCOTT: No I am not.

SENATOR GREEN: Well they do. But for your record, you can check it. Are you also aware that they, when they do their rate structures, that they have to go to the PUC and they have to deal with the issue of competitions, and for them to increase their rates, they have to be competitive, and they already have the highest rates?

SENATOR PRESCOTT: Yes, I do understand that they do go to the PUC.

SENATOR GREEN: You understand that they are in a competitive environment?

SENATOR PRESCOTT: I believe they would be, yes.

SENATOR GREEN: They are now, and their rates are the highest. Thank you.

SENATOR PRESCOTT: Mr. President, I have a question of Senator Green. Senator Green, did you know that when the exemption of the states collection of this tax occurred, that the PUC demanded that they lower their rates?

SENATOR GREEN: That is correct.

SENATOR PRESCOTT: And commensurate with the amount of savings for not paying that tax?

SENATOR GREEN: I know that they said, but it didn't happen.

SENATOR PRESCOTT: I would like to see that. Thank you very much.

SENATOR ODELL: Thank you Mr. President. As you can understand, I have listened attentively to the discussion, and I think the discussion and the indication of how far apart we are on some of the basic facts, underlies my argument that we need the study committee before we make any dramatic changes in the tax. Thank you.

SENATOR BELOW: Thank you Mr. President. What are the facts? When is a pole a pole and when is a pole not a pole? When is a pole or a conduit real estate, and when is it not real estate? These are not really difficult questions. Not at all really. I own a commercial building or part of one and it has conduits in it. Conduits that are used for electrical power. They are just pipes that are not for water. Conduits for cable and conduits for telephone service. I pay real estate taxes on my conduit. If the electric company owns the conduit or the cable company owns the conduit, they pay real estate taxes on it, but when it is the telephone company, they don't pay, even though functionally, the conduits interchangeable, although you are not supposed to put electrical wire and telecom wire in the same conduit, but you can move them back and forth. Likewise, the poles on the streets can be owned by the electric company or the telephone company, but they almost always carry both electrical wire and telephone wire and cable wire, and maybe fire alarm wire. When it is owned by the electric utility it is real estate and your town collects taxes on it. When it is owned by the telephone company, they don't pay. If it is half and half, one half pays and one half doesn't. Which half pays and which half doesn't? What are the facts here? This question was before the Senate in the spring of 1997 and the Senate actually requested an Opinion of the Justices on the property taxation of telephone poles. They gave back a six page opinion in June 23, 1997. It says some interesting things that are kind of...might inform the debate. They said that one of the questions is, "What is an appropriate classification of property?" They noted that the Legislature has broad discretion to classify property for taxation purposes, but it has to be reasonable. It has to be just. There has to be rational basis for making distinctive classes of property. So the question was, they said, "the constitutionality of a taxation classification depends upon the physical and functional characteristics of the property itself. From the memoranda filed in regard to your questions, it appears there is significant dispute about the distinctiveness of telecommunication poles and wires. Neither the resolution requesting our advice nor the bill itself provides factual information from which we might question the bill's classification. We therefore confine

our analysis to the *facial* validity of the bills classification." They just say a few more things of interest. They say, "Although we have no factual information before us, it appears reasonable to assume that telecommunication poles and wires are used in connection with the provision of telecommunication services and, therefore, share a connection to the provider's physical plant, which itself is taxable as real estate." The question was actually being posed in a different way, but they said, "The use of poles and wires as elements in a telecommunication network appears to make this property distinctive. Consequently, we cannot say the bill's classification of such poles and wires as taxable property is impermissible on its face, and we answer your second question in the negative, which was that it was not on its face, unconstitutional to make this separate classification." Well that opinion helped inform the statute, the enactment of 72:8-a that Senator Green handed out on telecommunication poles and conduits. You will note that it makes a distinction. It says, "Poles, towers, structures, conduits, will be subject to taxed as real estate; however, not wires, fiber optics and other equipment." It made a distinction, because clearly, fiber optics is not interchangeable for electric service. The equipment is not interchangeable in a piece of real estate, but the poles and conduits, I submit, are physically and functionally identical. Physically and functionally identical, on the street, in the ground. So it makes sense that we should treat them equally and tax them in the same way, without regard to the manipulation of the ownership question. The court clearly did not have that factual question before them, observing that the same pole is used in the same way, regardless of who owns it. I would just propose a question in terms of the fairness of this. Think of this in a different way: some poles are owned just by the telephone companies. Some just by the electric company. When we pay our electric rates, we contribute to the property taxes on the poles owned by the electric company. They all pay rents back and forth. If you are in a town where the poles are owned mostly or exclusively by the electric company, you collect taxes on those poles. If you are in a town where the poles are mostly owned by the telephone company, then you don't collect property taxes on the town, even though through your electric rates, you are contributing to the property taxes in the other towns where they are owned by the electric company? Does that make sense? I submit that it doesn't. It makes sense to end this exemption. There is this question of well, we are just going to pay it back through the rates. I would ask you to think about something, which is these conduits. You don't...they are underground, so you don't see them, you don't think about them much, but there is a lot of value in conduit in the state. The conduit, used by telecommunication companies, is used in particular for long distance service. We have conduit running from Boston to Montreal. From Boston to Portland. From Portland to Manchester. It carries long distance fiber optics and it carries long distance telecommunications. In other states, not all, but some other states, that conduit is subject to property taxes, and we pay through our long distance rates. We contribute to the property taxes on that conduit. I would submit that if we tax that conduit in New Hampshire, we are not going to see it in our rates. It is a competitive industry and it is going to be absorbed on a national basis. So we are missing out on that revenue. Also, we...the wireless companies would also be subject to taxes on their antennas, on their towers, and where they have got antennas on buildings, and that contributes to the value of that building, that is being

taxed as real estate. That value and the operating income of that structure that supports the antenna, so it makes sense to really level the playing field, and not pretend like because they nicely collect the communications service tax, that the consumer pays, that we should give them an exemption on property taxes. We would never think of saying because restaurants and hotels collect the rooms and meals tax that we are going to exempt part of their real estate because they are nice enough to collect that tax on consumers for us. I would urge support of Senator Green's amendment. Thank you Mr. President.

SENATOR GREEN: Thank you Mr. President. Very quickly. I know that it is going to be a long day and I appreciate that. I just want to make sure that there is more to the story than has been put into it. I have been on this story for about 15 years, so I have the knowledge and the background and know what the issue is. In 1999, the city of Rochester, which I was the mayor of, I should actually say 1989. I was the mayor in 1989 and 1990. In 1999, the result of all of that activity in the 80's, and after about eight or nine years of going through the court system and ending up in the Supreme Court, the Supreme Court ruled as the result of this case, that Rochester and all other communities in this state, and the city of Franklin also had a lawsuit that they won, and the courts, each time, have decided without a question, that the local communities in the state of New Hampshire, can in fact, tax the telephone communications people who are going through the public right-a-way. Now their issue is, it has nothing to do with this bill, but it is part of the big picture, they will tell you, well this hasn't been settled in the courts yet. This has been settled. This is not an issue. What the issue is, the right-of-way, the land. They are arguing about what the value of the land is because of the real estate property assessments going so high, this land has a lot of value. They're a half a billion dollar business, Verizon in this state, and about 85 percent of that business goes through your public right away, your streets, your sidewalks and they don't want to pay anything. They say that the land is worthless. That is what we are dealing with, people who say that land is worthless. People who don't want to pay the same taxes as everybody else. And people who will lobby and tell you anything that they have to tell you, to make you nervous about this particular change. We are asking for fairness. Three percent. They will collect the money, they will get their three percent. By the way, three percent is \$1.8 million a year and \$3.6 million for the biennium. That is not peanuts you are giving them, but right now what you are doing by giving them this preferential treatment, you are allowing them to walk away from about \$10 million worth of city...I am sorry...state revenues, a year. Twenty million dollars of the biennium. I would love to have that in my budget right now, by the way, as we go to the Committee of Conference with the House. We are walking away from your communities collecting between \$30 and \$40 million. So that is what you are doing. So if you don't vote for this amendment, you are voting to continue that arrangement. I think that it is not proper. Thank you.

SENATOR D'ALLESANDRO: Thank you Mr. President. From the discussion, from the iterations, you know the complexity of this issue. It is not simple. It is a complex issue. Guess what? This legislature created this issue, because in 1990, we created the communications tax and we created the exemption. The legislature in 1990 repealed the state tele-

phone pole and wire personal property tax while instituting the communications tax, the CST. In chapter 9, HB 1390. The main provisions of which bill established the BPT. So in testimony, then and since, the CST is variously characterized as an excise tax or a sales tax. The tax was set at three percent and it was enhanced biennium after biennium, after biennium, with a surcharge. So we have a situation here that really does merit a study and does merit a policy change. Whatever that policy change is, should be determined after a thorough look at it. When the rooms and meals tax was instituted, when John King was Governor of the state of New Hampshire, Tom Powell was his executive assistant. That was put in as a revenue producing measure. The three percent discount was for the collection of the tax. All right? That is something that was done initially. You do this, you get this. We put something in, in 1990. We want to make a change. Well, the telephone companies have collected about half a billion dollars in taxes for us since this communications tax was instituted. They did get something in return. They got the poles and conduit exemption. We want to move away from that in another direction. That is something that we should study. Something that we should look at. Those phone companies have been good corporate citizens in this state. Good corporate citizens. They have done well for my communities. They are good taxpayers in our communities and they create good jobs in our communities. Certainly that has been a benefit to us. Have they received a benefit? Absolutely. Life is a two-way street. We want to make a change. That change should be looked at and studied and then we move forward. It is a new day. But let's make it based on the facts as we see them. The investigation that we have made and good thought, good discussion, and that is why this study committee makes sense and a change resulting from their results makes even more sense. Thank you Mr. President.

SENATOR KENNEY: Senator Below, you mentioned that presently we exempt the poles and the conduits, and you mentioned that there is a lot of property value in it. I am wondering because we are looking at this market as being regional, in being very much a profit market, what are other states doing when it comes to situations like New Hampshire, which has an exemption on this particular item? Do you have any knowledge of what other states have arranged with this particular or various companies?

SENATOR BELOW: I don't know of any other state that makes the distinction between one ownership and another ownership. To my knowledge, most other states treat them the same. Uphold the same regardless who owns it. I don't have that information at my fingertips. I do remember researching it back in 1996 and 1997, which was that some states subjected this to property taxes and other states don't. So I can't tell you how many.

SENATOR KENNEY: Thank you.

TAPE INAUDIBLE

SENATOR GREEN: Mr. President, I would like to withdraw that amendment at this time and offer another amendment.

Senator Green withdrew his floor amendment.

Senator Green offered a floor amendment.

Sen. Larsen, Dist. 15
Sen. Green, Dist. 6
Sen. Below, Dist. 5
Sen. Cohen, Dist. 24

June 5, 2003
2003-2025s
09/10

Floor Amendment to HB 705

Amend the bill by replacing section 6 with the following:

6 Purpose. The general court finds that the exemption from the local property tax for wooden poles and conduits shall be extended for one year, pending a report by the legislative study committee established in this act.

Amend the bill by replacing section 8 with the following:

8 Prospective Repeal Date Extended for Exemption of Wooden Poles and Conduits Under RSA 72:8-b. Amend 1998, 304:6, I as amended by 1999, 163:7 and 2001, 158:2 to read as follows:

I. Section 5 of this act shall take effect July 1, ~~[2003]~~ **2004**.

2003-2025s

AMENDED ANALYSIS

This bill establishes a committee to study the application of the communications services tax.

The bill also extends a property tax exemption for certain wooden poles and conduits until July 1, 2004.

SENATOR GREEN: Let me be brief, the hour is late and we have a long way to go. I know that this bill created some time constraints on all of us. I also want to say that if in any way I indicated that you were being influenced by lobbyists, I make my apologies. I just was referring to the amount of pressure that lobbyists make around here. It has nothing to do with what happens in...you or what you do as a person. This is an amendment that proposes that the tax exemption be for one year while the study committee is going on. The study committee will be about six months of study. There may be an extension of the study. It is my understanding that, that may effect the exemption; however, as I stand here, I go along with the idea and would encourage you to support the amendment, which has a one-year exemption with the study. I ask you for your support. Thank you.

SENATOR ODELL: Thank you Mr. President. Senator Green, I just want to make sure that I understand what was just said. If the work of the study committee is not completed by the...the exemption will be extended?

SENATOR GREEN: This bill does not do that. I am not trying to mislead anybody. I just said that if the study committee is not completed, it was our understanding that we would come back and with further action to extend it further.

SENATOR ODELL: Would it take this body...would it take action by this body or can we do it by consensus of this body?

SENATOR GREEN: Well, I don't know. This amendment does not do that. Just so you know that.

SENATOR ODELL: Okay.

SENATOR GREEN: If we were going to do it, and we needed to further study, and you needed a further extension, I would support that at the same time.

SENATOR ODELL: All right, thank you very much.

SENATOR D'ALLESANDRO: Thank you Mr. President. You know, as always, compromises are good and we like to see them developed, but let me say this. We know, we know for a fact, that the House will not accept this. That has been clear to us by the chairman of Ways and Means in the House. It seems to me by extending for two, we are accomplishing exactly the same thing. If we don't have enough confidence in the study committee to make their report to us, and then for us to take action, then in essence, what are we having a study committee for? You know? What are we doing this for? It is an apparition. What we should have, I think, enough confidence in the fact that we have a ten member study committee. We have given that committee a task. That task is far reaching. We have asked them to come back with a report. At that time we will promulgate legislation as a result of the activities that that committee has done. That is good business. That is sound legislation. That is good judgement. As a legislature, we have the power to put into effect what that report brings to us. How many amendments have we made about reports? We have reports coming from everywhere to the Fiscal Committee. The Fiscal Committee is now a standing committee of the legislature. They are going to meet everyday, every week, forever. So we believe in reports. We ask everybody to report. Right? I mean, Jesus, we are report writers. So it seems to me we are in violation of our own premise. I hope that we will defeat this amendment. We will accept the Odell amendment and move forward. Thank you Mr. President.

SENATOR SAPARETO: Senator D'Allesandro, what is the House position on the length of extension?

SENATOR D'ALLESANDRO: The House position is two years.

SENATOR SAPARETO: Okay. If, as you mentioned, the House failed to concur, what are the House's options?

SENATOR D'ALLESANDRO: The House's option is that it stays as it is.

SENATOR SAPARETO: Doesn't the bill have to pass in order for the exemption to be granted?

SENATOR D'ALLESANDRO: It does. My premise is this: that the House will come to the Committee of Conference with their position and we will be negotiating on something that we want, and yet, no reason for that, because we can do legislatively what needs to be done, without putting it into the category of give and take.

SENATOR SAPARETO: Isn't it true, the last...the position that the House can take, they either get two years or they don't concur and the bill dies and they get zero? Wouldn't it make sense then for them to go from two years to one year, if they didn't agree? I mean...

SENATOR D'ALLESANDRO: Representative Sapareto, if you used... Senator Sapareto, S.S., Senator Sapareto, excuse me. We have been around these hallowed halls for a long period of time. What makes sometimes perfect sense here, doesn't happen when this legislation goes. I think that we will see, if the House does not concur, we will see the exemption in a number of places.

SENATOR SAPARETO: Thank you.

SENATOR BARNES: Thank you Mr. President. I think that we need to call the undertaker cause his dead horse is laying here with his legs up in the air, so I move that we move the question.

Question is on the adoption of the floor amendment.

A division vote was requested.

Yeas: 14 - Nays: 8

Floor amendment adopted.

Senator Foster #42 on HB 705

Question is on the adoption of the bill as amended.

Adopted.

SUSPENSION OF THE RULES

Senator Clegg moved that the rules of the Senate be so far suspended and that **HB 705** be ordered to third reading in the early session and passed at this time.

Adopted by the necessary 2/3 vote.

HB 671-FN-A, establishing a contributory defined benefit judicial retirement plan. Finance Committee. Ought to pass with amendment, Vote 4-2. Senator Gatsas for the committee.

Senate Finance

June 2, 2003

2003-1937s

10/01

Amendment to HB 671-FN-A

Amend 100-C:5, I as inserted by section 1 of the bill by replacing it with the following:

I. Any member who has at least 15 years of creditable service and is at least 60 years of age, or who has at least 10 years of creditable service and is at least 65 years of age, or who has at least 7 years of service and is 70 years of age may retire on a service retirement allowance or a reduced service retirement allowance, upon written application to the board setting forth on what date, not less than 30 days nor more than 90 days subsequent to the filing of the application, the member desires to be retired. During such period of notification, the member may have separated from service.

Amend 100-C:5, IV as inserted by section 1 of the bill by replacing it with the following:

IV. A member who is at least 60 years of age with at least 15 years of service may retire on a service retirement allowance equal to 70 percent of the member's final year's salary. A member who has at least 15 years of service and is at least 60 years of age shall be granted an additional percent over the 70 percent level for each year of continued service over 15 years.

Amend RSA 100-C:13, IV as inserted by section 1 of the bill by replacing it with the following:

IV. State Contributions. On or before the first day of October preceding each regular session of the state legislature, the board of trustees shall certify to the commissioner of administrative services the amounts which will become due and payable by the state during the biennium next following to the judicial retirement plan and it shall be the duty of the commissioner of administrative services in preparing the executive budget for each ensuing biennium to include in the budget the amounts so certified which amounts shall be appropriated by the legislature. The

amounts so certified under this paragraph shall include the unfunded accrued liability of the judicial retirement plan; provided, however, that if bonds are issued to fund or eliminate the unfunded accrued liability, the payments of principal and interest for the bonds or notes shall be made from the general fund.

Amend the bill by replacing all after section three with the following:

4 District Court Judges; Part-Time. Amend RSA 491-A:3, III to read as follows:

III. The salary of a part-time justice shall not exceed 70 percent of the **taxable** salary of a full-time district court justice as provided by RSA 491-A:1. Judicial time shall be measured in weighted case units which shall reflect judicial time required to process a case. The compensation per weighted case unit shall be proportional to the **taxable** compensation for a full-time judge. A part-time justice, whose weighted caseload equals 3.5 judicial days per week, shall receive the maximum salary as provided by this section. The compensation schedule provided by this section shall be based upon the **taxable** salary of a full-time district court justice pursuant to RSA 491-A:1.

5 Probate Court Judges; Part-Time. Amend RSA 491-A:4, III to read as follows:

III. The salary of a part-time justice shall not exceed 70 percent of the **taxable** salary of a full-time district court justice as provided by RSA 491-A:1. Judicial time shall be measured in weighted case units which shall reflect judicial time required to process a case. The compensation per weighted case unit shall be proportional to the **taxable** compensation for a full-time judge. A part-time justice, whose weighted caseload equals 3.5 judicial days per week, shall receive the maximum salary as provided by this section. The compensation schedule provided in this section shall be based upon the **taxable** salary of a full-time district court justice pursuant to RSA 491-A:1.

6 Retired Judges and Beneficiaries; Application of Salary Increase.

I. Any judge, or the spouse or beneficiary of any such judge, who retired prior to the effective date of the repeals of RSA 490:2, RSA 491:2, RSA 493-A:2, and RSA 502-A:6-a by section 10 of this act or the amendment to RSA 547:2-a by section 2 of this act, shall continue to receive the disability and retirement benefits to which the person is entitled, provided however that the amount of the salary increase for current full-time judges provided in section 3 of this act, which amends RSA 491-A:1, shall not be included in the currently effective salary used for the calculation of the retired judge's disability or retirement benefit. Any other judicial salary increases shall be used for such calculation.

II. The supreme court is not required to consider the salary increase for full-time judges provided in section 3 of this act when determining proportional compensation of other judicial branch employees.

7 Appropriation. The sum of \$250,000 is hereby appropriated for the fiscal year ending June 30, 2004 to the board of trustees of the judicial retirement system as established in this act. Such sum shall be nonlapsing and shall be used for legal, administrative, and other start-up costs of this act. The governor is authorized to draw a warrant for said sum out of any money in the treasury not otherwise appropriated.

8 Capital Appropriation; Unfunded Liability. The sum of \$42,800,000 is hereby appropriated to the board of trustees of the judicial retirement system under RSA 100-C as established in this act. Such sum shall be used for the payment of the unfunded accrued liability attributable to the judicial retirement system.

9 Bonds Authorized. To provide funds for the appropriation made in section 8 of this act, the state treasurer is hereby authorized to borrow upon the credit of the state not exceeding the sum of \$42,800,00 and for said purpose may issue bonds and notes in the name of and on behalf of the state of New Hampshire in accordance with RSA 6-A. Payments of principal and interest on the bonds and notes shall be made from the general fund of the state. The bonds shall be 30-year bonds.

10 Repeal. The following are repealed:

I. RSA 490:2, relative to disability and retirement compensation for supreme court judges.

II. RSA 491:2, relative to disability and retirement compensation for superior court judges.

III. RSA 493-A:2, relative to compensation of judicial referees.

IV. RSA 502-A:6-a, relative to relative to disability and retirement compensation for district court judges.

11 Contingent Implementation of Judicial Retirement Plan. The provisions of section 1 of this act establishing RSA 100-C relating to contributions by members, retirement benefits, and operation of the judicial retirement plan and sections 2, 3, 6, 8, 9, and 10 of this act shall be implemented and made applicable beginning on the latter of July 1, 2004 or 180 days after the date that the board of trustees established in RSA 100-C certifies to the joint legislative fiscal committee of the judicial retirement plan's receipt of a favorable determination letter from the Internal Revenue Service as to the tax qualified status of the plan under section 401(a) of the Internal Revenue Code of 1986 as amended. Such date shall be the date of implementation of the judicial retirement plan. The provisions of RSA 100-C:11 for the appointment of the board and the administration of the duties and responsibilities of the board may begin on the effective date of this act.

12 Effective Date. This act shall take effect July 1, 2003.

2003-1937s

AMENDED ANALYSIS

This bill establishes a contributory defined benefit judicial retirement plan and repeals statutory provisions currently determining retirement salaries and benefits of supreme court, superior court, district court, and probate court judges.

The bill increases the salaries of judges upon the effective date of the contributory judicial retirement plan.

This bill makes a capital appropriation for the purposes of this bill.

SENATOR GATSAS: Thank you Mr. President. I move HB 671 ought to pass with amendment. The bill sets up a judicial retirement plan for \$42.8 million in capital appropriations. The committee amendment requires judges to have 15 years of creditable service at age 60, ten years of service at age 65, with seven years of service at age 70 before they are allowed to collect benefits with this plan. There will be a follow up amendment. I urge you to vote yes on this amendment. I have a follow up floor amendment that corrects it to allow us, to allow the treasurer up to 30 years of financing if he so wishes to find to pay for this appropriation. Thank you Mr. President.

Amendment adopted.

Senator Gatsas offered a floor amendment.

Sen. Gatsas, Dist. 16

June 5, 2003
2003-2023s
10/04

Floor Amendment to HB 671-FN-A

Amend the bill by replacing section 9 with the following:

9 Bonds Authorized. To provide funds for the appropriation made in section 8 of this act, the state treasurer is hereby authorized to borrow upon the credit of the state not exceeding the sum of \$42,800,00 and for said purpose may issue bonds and notes in the name of and on behalf of the state of New Hampshire in accordance with RSA 6-A. Payments of principal and interest on the bonds and notes shall be made from the general fund of the state. The bonds shall have a term not later than 30 years from the date of issue.

SENATOR GATSAS: Thank you Mr. President. I rise to offer a floor amendment. What this basically does is the change from the original bill, the very last sentence it says that "the bond shall have a term not later than 30 years from the date of issue." Thank you Mr. President.

SENATOR D'ALLESANDRO: Thank you Mr. President. I rise in support of the amendment. I think that last sentence really does a lot in terms of policy. We did have a policy change in the initial situation when we talked about a 30 year bond. This says that the bond shall have a term not later than 30 years from the date of the issuance. I think that means that we can have them in a more compressed period of time, which I think is consistent with policy, because in our situation now, we have a 60/40 split where we pay 60 percent of the principal up front and 40 at the end of the bond issue. We would have reversed that policy by a 40/60 split. I think that we should have the option to do it in less than that time, so I appreciate Senator Gatsas bringing this forward. I think that it makes a great deal of sense and it also puts a situation in play where we finally address retirement properly. Thank you.

Floor amendment adopted.

Question is on the adoption of the bill as amended.

Adopted.

SUSPENSION OF THE RULES

Senator Clegg moved that the rules of the Senate be so far suspended and that **HB 671-FN-A** be ordered to third reading in the early session and passed at this time.

Adopted by the necessary 2/3 vote.

HB 733-FN, relative to drivers' licenses held by members of the national guard or military reserve. Finance Committee. Ought to pass with amendment, Vote 8-0. Senator Green for the committee.

Senate Finance
June 3, 2003
2003-1981s
01/09

Amendment to HB 733-FN

Amend the title of the bill by replacing it with the following:

AN ACT relative to driver's license fees for national guard members.

Amend the bill by replacing section 1 with the following:

1 New Paragraph; Driver's License Fees; National Guard Members. Amend RSA 263:42 by inserting after paragraph III the following new paragraph:

III-a. Any person who, at the time of application or renewal, is a member of the national guard, shall be entitled to have the applicable fee reduced by $\frac{1}{2}$. To qualify for the fee reduction, the person shall provide satisfactory proof of national guard membership at the time of application or renewal.

2003-1981s

AMENDED ANALYSIS

This bill entitles national guard members to have their driver's license application and renewal fees reduced by $\frac{1}{2}$.

SENATOR GREEN: Thank you Mr. President. I move HB 733 ought to pass with amendment. This bill will allow members of the military reserve or National Guard to renew their driver's license at half cost provided that they prove membership at the time of application or renewal. The Department of Safety could not determine the exact fiscal impact, but do believe that it will be minimal. Please vote with the Finance Committee HB 733 ought to pass as amended.

Amendment adopted.

Question is on the adoption of the bill as amended.

Adopted.

SUSPENSION OF THE RULES

Senator Clegg moved that the rules of the Senate be so far suspended and that **HB 733-FN** be ordered to third reading in the early session and passed at this time.

Adopted by the necessary 2/3 vote.

HB 751-FN-L, implementing an alternative school building aid grant formula, establishing size and cost standards for the construction of new school facilities, and permitting high school vocational technical education programs which lease space to be eligible for school building aid grants. Finance Committee. Ought to pass, Vote 7-0. Senator Boyce for the committee.

SENATOR BOYCE: Thank you Mr. President. I move HB 751 ought to pass. This bill devises an optional school building formula that will be available to school districts in July of 2005. This formula will also allow for the reimbursement of lease costs for the regional vocational schools. It also...if under this optional plan, a school district decides to make available to themselves, this optional plan, it establishes a maximum size and cost standards upon them so that they can't build the Taj Mahal on state funds, if they want to go with this optional plan. Please join me to vote with the Finance Committee in finding this bill ought to pass.

SENATOR COHEN: Senator Boyce, I have some correspondence, some concern from the Winnacunnet School Board. They are very concerned. If this bill... I am reading from the letter, "if this bill becomes law, it will mean the end of school building aid for Winnacunnet High School as well as for all of the schools in SAU 21. The concern is that it would limit building aid to schools which must endure very large class sizes." I understand the word "optional" is in there and I just wanted to get that on the record.

SENATOR BOYCE: It is a local option. No school district...you are required to use this formula; however, if they choose to use the formula, the funding amounts can be higher than under the current formula. The difference is that they have to then abide by this guideline of how big the school can be per student and how much it can cost. It puts some constraint on them if they want to use the optional formula, but only...

Adopted.

SUSPENSION OF THE RULES

Senator Clegg moved that the rules of the Senate be so far suspended and that **HB 751-FN-L** be ordered to third reading in the early session and passed at this time.

Adopted by the necessary 2/3 vote.

HB 787-FN-A, relative to forest products promotion, establishing a forest products utilization charge, and requiring the department of resources and economic development to convene a task force. Finance Committee. Ought to pass with amendment, Vote 7-1. Senator Odell for the committee.

Senate Finance
June 3, 2003
2003-1974s
03/04

Amendment to HB 787-FN-A

Amend subparagraphs I(d)-(e) of section 6 of the bill by replacing them with the following:

(d) A statement of the fuel required to be combusted at the eligible facility under any agreements associated with the termination of its rate order and copies of all such agreements;

(e) Adequate credit security to ensure payment of any payments required pursuant to paragraph II of section 7 of this act and section 9 of this act; and

(f) A statement that, assuming continual operation at the kilowatt-hour limit, the eligible facility will pay a minimum price of \$18 per ton of whole tree chips, 50 percent moisture content, delivered for wood fuel purchases.

Amend subparagraph I(d) of section 7 of the bill by replacing it with the following:

(d) A statement that the fuel burned during the production period complies with all agreements the eligible facility may have on such fuel composition and a quantification of such fuel amounts. With each statement submitted, the eligible facility shall submit a certification documenting that at least 95 percent of the wood combusted and attributable to eligible kilowatt-hours during the period was obtained from businesses or individuals engaged in logging, processing, or transporting timber, stumpage, or sawmills in this state or sawmills processing stumpage from New Hampshire and of that 95 percent at least 75 percent shall be from in-state stumpage.

SENATOR ODELL: Thank you Mr. President. I move HB 787 ought to pass with amendment, acknowledging and knowing that Senator Gallus has another positive amendment to offer after this is moved. This bill establishes a Forest Product Utilization Program to make payments to certain wood fired power production facilities. The committee amendment should help to protect those who supply wood chips to wood burn-

ing facilities by requiring that 95 percent of the wood combusted be obtained from businesses or individuals in New Hampshire, and of that 95 percent, 75 percent should come from state stumpage. This piece of legislation is very important to the timber industry in New Hampshire, so please join the Finance Committee by voting HB 787 ought to pass with amendment. Thank you Mr. President.

Amendment adopted.

Senator Gallus offered a floor amendment.

Sen. Gallus, Dist. 1

June 5, 2003

2003-2008s

03/04

Floor Amendment to HB 787-FN-A

Amend paragraph VIII of section 4 the bill by replacing it with the following:

VIII. "Forest products utilization rate" means \$0.06 per kilowatt-hour, unless adjusted by the commission or the department under section 8 of this act.

Amend the bill by replacing sections 5 and 6 with the following:

5 Forest Products Utilization Program. There is hereby established a forest products utilization program in which eligible facilities may be voluntarily enrolled. The term of enrollment shall be through midnight, December 31, 2006, unless earlier terminated pursuant to paragraph IV of section 8 of this act. Eligibility verification by the department and acceptance by signature under section 6 of this act shall be a legally enforceable obligation upon both the department and the participant for the foregoing term to abide by the provisions of sections 4-10 of this act and the terms of the enrollment approval document, to the extent the enrollment approval document is in conformance with sections 4-10 of this act. An eligible facility may terminate its participation in the forest products utilization program at any time by providing written notice to the commission and the department.

6 Enrollment.

I. An owner of an eligible facility, or the owner's agent or designee, may apply to the department to enroll the eligible facility in the forest products utilization program by providing, to the satisfaction of the department, the following information:

(a) A statement of the eligibility of the facility, as determined solely by the definition of eligible facility under paragraph VI of section 4 of this act;

(b) The billing cycle and associated production periods of the eligible facility;

(c) The capacity rating, kilowatt-hour limit, and the kilowatt-hour production requirements of any privately-negotiated legal obligation existing on December 31, 2001, or then existing and later amended, including a copy of such, to be used to compute the eligible kilowatt-hours for the eligible facility;

(d) A statement of the fuel required to be combusted at the eligible facility under any agreements associated with the termination of its rate order and copies of all such agreements; and

(e) Adequate credit security to ensure payment of any payments required pursuant to paragraph II of section 7 of this act and section 9 of this act.

II. The department shall expeditiously verify the eligibility of the facility based on the definition of eligible facility under paragraph VI of section 4 of this act. If eligibility cannot be verified, the department shall expeditiously notify the applicant in writing and provide a reasonable opportunity for the facility to respond to the department's determination or remedy the basis of any such determination. If eligibility is verified, the department shall expeditiously issue an enrollment approval document for signature on behalf of the eligible facility that details the following:

(a) The enrollment period is through midnight, December 31, 2006, unless earlier terminated pursuant to paragraph IV of section 8 of this act;

(b) The billing cycle and the associated production periods to be used;

(c) The composition of the fuel to be burned based on any agreements the applicant was required to submit under subparagraph I(d), or as modified due to termination, modification, or expiration of an agreement;

(d) The method by which eligible kilowatt-hours and the average rate shall be calculated in accordance with this act;

(e) Documentation requirements for payment submittals; and

(f) Any required credit security measures.

III. Enrollment in the program shall commence upon receipt by the department of the document signed on behalf of the eligible facility. The document shall become void if not returned to the department within 30 days of issuance, unless an extension is granted by the department. The department shall forward a copy of the signed document to the commission within 3 days of receipt.

IV. Subparagraphs I(e) and II(f) of this section, subparagraph I(d)(2) of section 7, paragraphs I-V of section 8, and paragraph II of section 9 shall not apply to any eligible facility that certifies to the department and the commission that:

(a) Assuming continual operation at the kilowatt-hour limit, the eligible facility will pay a minimum price of \$18 per ton of whole tree chips, 50 percent moisture content, delivered for wood fuel purchases;

(b) On an annual basis, at least 95 percent of the wood combusted and attributable to eligible kilowatt-hours during the period will be obtained from businesses or individuals engaged in logging, processing, or transporting timber, stumpage, or sawmills in this state or sawmills processing stumpage from New Hampshire and of that 95 percent at least 75 percent shall be from in-state stumpage;

(c) The eligible facility will provide the notice required by paragraph I of section 9;

(d) Staffing levels at the eligible facility will not increase over those for calendar year 2002, except for the addition of a fuel handler position and the reestablishment of a team leader position; and

(e) The eligible facility or its corporate parent has entered a written guarantee of the payment of real property taxes to the municipality in which the eligible facility is located, at least through calendar year 2006.

V. The accuracy of a paragraph IV certification shall be verified by an independent auditor, selected by and paid for by the eligible facility and acceptable to the commission. The independent auditor shall maintain the confidentiality of the eligible facility's data and records pertaining to the certification and shall file a report on the accuracy of the certification twice per year with the commission and the depart-

ment. If the report identifies any noncompliance by the eligible facility with the paragraph IV certification, the commission may commence an investigative proceeding and the commission, after notice and hearing, may issue an order directing compliance. If the commission issues an order directing compliance, the commission shall notify the department of the order and any subsequent compliance.

Amend subparagraph I(d) of section 7 the bill by replacing it with the following:

(d)(1) A statement that the fuel burned during the production period complies with all agreements the eligible facility may have on such fuel composition and a quantification of such fuel amounts.

(2) With each statement submitted, the eligible facility shall submit a certification documenting that at least 85 percent of the wood combusted and attributable to eligible kilowatt-hours during the period was obtained from suppliers, procurers, or sources located in this state.

Amend section 8 of the bill by inserting after paragraph V the following new paragraph:

VI. If the eligible facility has provided the certification set forth in paragraph IV of section 6, the department, on each anniversary date of enrollment, shall increase the forest products utilization rate by the rate of change in the consumer price index for northeast consumers published by the Bureau of Labor Statistics, United States Department of Labor. If, on the anniversary date, the eligible facility is subject to an order directing compliance under paragraph V of section 6, the increase shall not take effect until the commission notifies the department that the eligible facility is in compliance.

Amend the bill by replacing section 9 with the following:

9 Review of Sales Revenue.

I. The eligible facility shall provide written notice to its suppliers and procurers to seek to obtain such supply from in-state locations, where it can be done so in a commercially reasonable manner.

II. A participant shall, within reasonable and prudent business practices, maximize sales revenue for eligible kilowatt-hours produced during the term of enrollment. The commission may from time to time, up until 4 months after a participant's enrollment in the program ends, review the participant's sales revenue to determine compliance with this requirement. If the commission determines that a participant has not complied, the commission shall notify the department and shall require the participant to repay to the department any amount received in excess of the amount that would have been received had sales revenue been appropriately maximized. The participant shall make such repayment to the department in equal monthly installments over a period of 12 months, beginning on the date 15 days after the commission's determination. In any review before the commission under this paragraph, the participant shall be subject to the same requirements that a public utility is subject to in a similar review before the commission.

Amend paragraphs III and IV of section 10 the bill by replacing them with the following:

III. Each public utility having a system benefits charge, including any public utility where authorization for such charges arises at any time during the existence of the program created under section 5 of this act shall pay to the department, by the 15th of each month for deposit

in the fund, \$0.00018 per kilowatt-hour distributed to its customers in the prior month; payments shall be made for all electricity distributed by the utility for the period that any eligible facility is enrolled in the program. Notwithstanding any other provision of law, the commission shall allow any such public utility to be reimbursed through that portion of revenues collected from its existing system benefits charge and allocated to energy efficiency programs by the commission.

IV. Each public utility not having a system benefits charge and each municipal electric system furnishing electric utility service shall assess a charge on the utility bill of their customers in the amount of \$0.00018 per kilowatt-hour distributed to its customers during the period that any eligible facility is enrolled in the program created under section 5 of this act or until such time as a system benefits charge is authorized for the public utility. The public utility or municipal electric system shall collect such charge and forward the revenue to the department for deposit in the fund.

SENATOR GALLUS: Thank you Mr. President. I rise before you today to offer you an amendment to HB 787. The purpose of the House Bill is to provide for a continued existence of a market for low grade wood. This market is virtually important to the economy in my district and in the Senate districts throughout the state. Despite the work on this bill by the House Committee, it is clear after hours of testimony in the Senate Energy Committee, from industries and families who earn their living in the state's forest products industry, that the House version of this bill, fails its basic purpose. It is a fact that the House Bill will not keep the Whitefield wood plant operating as part of the low-grade wood market. It will not provide continued employment for the people who earn their living in the forest economy. My amendment will keep the plant operating and provide jobs in the forest economy. My amendment would help retain sawmill operations in this state. It is important to note that my amendment does not require any funds from the general fund. It will not increase electrical rates because it merely reallocates a small amount of existing system benefit charge money into a fund to be used to keep the plant operating if needed. The amendment also requires the plant to spend more than \$3 million a year in wood purchases and requires the vast majority of the wood be from New Hampshire. Your support for this amendment is a vote for the hard working people who earn their living in the state's working forest, and I thank you.

SENATOR CLEGG: Thank you Mr. President. I rise in support of Senator Gallus' floor amendment.

Floor amendment adopted.

Question is on the adoption of the bill as amended.

Adopted.

SUSPENSION OF THE RULES

Senator Clegg moved that the rules of the Senate be so far suspended and that **HB 787-FN-A** be ordered to third reading in the early session and passed at this time.

Adopted by the necessary 2/3 vote.

HB 135-FN-L, relative to charter schools. Finance Committee. Ought to pass with amendment, Vote 5-2. Senator Green for the committee.

Senate Finance
June 3, 2003
2003-1972s
04/09

Amendment to HB 135-FN-LOCAL

Amend RSA 194-B:11, I as inserted by section 2 of the bill by replacing it with the following:

I. There shall be no tuition charge for any pupil attending an open enrollment or charter conversion school located in that pupil's resident district. Funding limitations in this chapter shall not be applicable to charter conversion or open enrollment schools located in a pupil's resident district. For any other charter or open enrollment school ***authorized by the school district***, the pupil's resident district shall pay to such school an amount equal to not less than 80 percent of that district's average cost per pupil as determined by the department of education using the most recent available data as reported by the district to the department. ***For any charter school authorized by the state board of education, the pupil's resident district shall pay tuition beginning July 1, 2004 and every fiscal year thereafter, in an amount per pupil equal to the amount determined in RSA 198:40, I.*** Tuition amounts shall be prorated on a per diem basis for pupils attending a school for less than a full school year. To the extent permitted by law, ~~[funding for a pupil attending a charter or open enrollment school shall be paid on the same time schedule as the resident district,]~~ ***tuition payments shall coincide with the distribution of adequacy grants under RSA 198:42 or on such other terms as [the school and the funding source may find] are mutually acceptable.***

Amend RSA 194-B:11, XII as inserted by section 3 of the bill by replacing it with the following:

XII. Any money appropriated in the budget for matching charter school grants that remains unused after the department of education issues matching grants to eligible recipients under paragraph XI shall be used to provide a one-year transitional grant to public school districts that have lost pupils as a result of the establishment of a charter school, and have paid tuition to the charter school in cash pursuant to subparagraph IX(a). For the first year in which a public school pupil leaves the public school and enrolls in a charter school, the school district that loses the pupil shall be eligible for a charter school transitional grant ***beginning July 1, 2004 and every fiscal year thereafter, in an amount per pupil equal to the amount determined in RSA 198:40, I.*** Such transitional grants shall be administered by the state board of education which shall have the authority to determine eligibility and the amount of money to be awarded to school districts under this section, subject to the amount appropriated in the budget.

Amend the bill by inserting after section 7 the following and renumbering the original section 8 to read as 9:

8 Charter Schools; Employees. Amend RSA 194-B:14, III to read as follows:

III. A ***public*** charter school may choose to participate in the state teacher retirement system, and service in a ***public*** charter school shall be deemed creditable service under RSA 100-A:4.

SENATOR GREEN: Thank you Mr. President. I move HB 135 ought to pass with amendment. This bill establishes a Pilot Charter School Program. The committee amendment adds the start date of July 1, 2004

because charter schools are currently funded in the state budget starting in fiscal year 2005. The committee amendment also adds language that charter schools may choose to participate in the state Teacher Retirement System. Please join the Finance Committee voting HB 135 ought to pass with amendment. I also understand that we will have an amendment from the floor, so we will be looking to see that as it comes.

SENATOR LARSEN: Senator Green, in the process of our budget discussion, it was clear...and we know that there is a line-item for charter schools. Did your committee address this bill so that the funding authorized or any charter school authorized by the department...the Board of Education would use the funds that are allocated for charter schools rather than to having it come from the Education Trust Fund?

SENATOR GREEN: Yes.

SENATOR LARSEN: Great. Thank you very much.

Amendment adopted.

Senator O'Hearn offered a floor amendment.

Sen. O'Hearn, Dist. 12

June 5, 2003

2003-2021s

04/05

Floor Amendment to HB 135-FN-LOCAL

Amend RSA 194-B:3-a, II as inserted by section 1 of the bill by replacing it with the following:

II. The proposed charter school application shall be presented for approval directly to the state board of education by the applicant for the prospective charter school. The content of such application shall conform to the requirements set forth in RSA 194-B:3, II(a)-(bb). The department of education shall notify an applicant of any missing information within 10 days of the initial filing or by June 30, whichever is earlier. The applicant shall have until July 15 to refile an application.

Amend RSA 194-B:11 as inserted by section 3 of the bill by deleting paragraph X and renumbering the original paragraphs XI-XII to read as paragraphs X-XI respectively.

2003-2021s

AMENDED ANALYSIS

This bill establishes a 10-year pilot program for the approval of up to 20 charter schools by the state board of education and creates certain exemptions from existing law relative to the approval process, while subjecting charter schools approved by the state board of education to the same oversight and reporting requirements found in the existing charter school laws. The bill provides that funding for charter schools shall be through reimbursement anticipation notes or cash tuition payments directly payable to the charter school, and establishes a state matching grant program for charter schools. The bill also provides that a charter school shall be considered to be a public charter school.

SENATOR O'HEARN: Thank you Mr. President. I rise to offer a floor amendment. It is a very short amendment. As Senator Green said, the program shall start July 1, and yet we have a deadline for June 15. So the date of June 15 has been removed from the first paragraph, and a repeal of a piece that should have been repealed in the original section,

which says that "a charter school may operate as a separate local education agency for the purposes of federal law." That has been repealed because of a request of the Department of Education. It would be a nightmare to try to keep all that information in changing laws. I ask for your support on the amendment. Thank you.

SENATOR D'ALLESANDRO: Thank you Mr. President. My colleagues have heard me say this before. Remember what we are doing now is bypassing the local school boards. We continue with this process to do that. Local school boards are elected at the local level. They support the schools at the local level, they manage the schools at the local level. This allows for another implementation without any local consideration to be placed anywhere with the authority given to them by the State Board of Education. I find that to be really usurping of local authority. Thank you Mr. President.

SENATOR BARNES: Thank you Mr. President. Senator D'Allesandro, would you believe that Coe Brown, over in Northwood is not controlled by a local school board?

SENATOR D'ALLESANDRO: Yes, I do believe it.

SENATOR BARNES: Okay, so there are schools out there, I believe, probably in Derry. Not Derry, the academy over there. Pinkerton may have the same situation.

SENATOR D'ALLESANDRO: That is correct. They are private institutions that have a private ownership. They charge tuition to the local municipalities. They accept students based on their ability to accept them. They also have the right to refuse students. They get no public subsidy. The only subsidy they get is when a student's tuition comes with them, that money comes from the local district and the local school district makes the contract with both Pinkerton Academy, Coe Brown and any others that are still in existence in New Hampshire.

SENATOR BARNES: I have a follow-up, would you believe? Would you believe a few years ago when we had the test results come out, out of the ten lowest schools in the state testing, I had four of them in my district? Isn't that wonderful? I had 40 percent. One of them was in Northwood. Would you believe I had one of the ten schools in the top? One of those schools was in Northwood, and when I went to the school board and found out that they had nothing to do with the one up in...the academy, they said, maybe we should do the same thing down here and get rid of the school board and maybe we too, could be in the top ten? Would you believe that they have never invited me back?

SENATOR D'ALLESANDRO: First, I would believe a) that they didn't invite you back. I think that is...I believe that without one, one degree of doubt. Secondly, I think it is a choice and that is the way that it goes. Thank you.

SENATOR ESTABROOK: Thank you Mr. President. Senator O'Hearn, my understanding of what you said is that the amendment takes away the responsibility of the charter school for being the lead educational agency and implementing a child's "IEP", is that correct?

SENATOR O'HEARN: Being a local education agency for the purposes of receiving federal dollars.

SENATOR ESTABROOK: So if there is a special education student attending a charter school, with this amendment, whose responsibility would it be to implement and develop the "IEP"?

SENATOR O'HEARN: The local education agency is responsible for the special education.

SENATOR ESTABROOK: Do you mean the local resident school district?

SENATOR O'HEARN: That is correct.

SENATOR ESTABROOK: Okay, so the resident school district, under the operation of the school board, will have the responsibility for developing and implementing a special educational plan for special education students attending a charter school, which they do not control?

SENATOR O'HEARN: That is correct. That was what we debated several weeks ago. This is the request of the Department of Education to do it this way. Private schools can also take advantage of special education facilities at the school. That IEP could be, depending on the program of course, that if the IEP says that you have to have a quiet classroom away from a door and away from a window, it can't be implemented in the residence, but will be implemented in the charter school. If the IEP says that they need speech pathology, the child will be brought back to the residence school for the speech pathology.

SENATOR ESTABROOK: So the local residence school district that the child resides in, would have to provide special education services at the charter school?

SENATOR O'HEARN: I am sorry, ask that again please?

SENATOR ESTABROOK: Once this amendment is passed, would it be true that the resident school district would have to provide special education services at the charter school?

SENATOR O'HEARN: And as I said, it depended on what those services were. The speech pathology would be provided at the resident school not the charter school, unless there was a certain agreement. I am disagreeing with your argument as you are coming forward with this. This is a resident of a district, whose parents are already paying property taxes, that should be eligible for special education services. Just because they go to a charter school, shouldn't eliminate them from special education services. This is not a policy question today on charter schools. This is a funding. We have already been through the policy.

SENATOR ESTABROOK: Thank you Mr. President. I realize that coming out of Finance is the financial issue, but the amendment asks us to make a policy change in terms of how special education students are served. My point is that given my colleagues point that the local school district has been bypassed here, in terms of their wishes with regard to the founding of the charter school. The fact that they are still required to provide special education services at or with the charter school, would mean in many circumstances, I am sure, that not only would they be required to duplicate the services of the charter school, but the transportation issues and other issues of disagreement over IEP implementation, it seems to me, are going to become quite complex and quite costly to local school districts.

Floor amendment adopted.

Question is on the adoption of the bill as amended.

Adopted.

Ordered to third reading.

HB 468, relative to enforcement of labor protection statutes. Insurance Committee. Inexpedient to legislate, Vote 5-0. Senator Prescott for the committee.

SENATOR PRESCOTT: Thank you Mr. President. The Insurance Committee moves inexpedient to legislate. This bill relates to the labor regulations. One of the changes would have extended the time requirement of 18 months for filing a wage claim to 36 months. This change proved to be too controversial for all interested parties to agree on, so the committee voted inexpedient to legislate. Thank you Mr. President.

Committee report of inexpedient to legislate is adopted.

HB 470, relative to health insurance providers. Insurance Committee. Ought to pass with amendment, Vote 5-0. Senator Flanders for the committee.

Senate Insurance
May 27, 2003
2003-1829s
09/01

Amendment to HB 470

Amend the title of the bill by replacing it with the following:

AN ACT relative to health insurance providers and establishing a committee to study current insurance market trends and insurance carrier non-payment discrimination.

Amend the bill by replacing all after section 1 with the following:

2 Nondiscrimination Among Health Care Providers. Amend RSA 420-J:4, VI to read as follows:

VI.(a) Nothing in this section shall be construed to require a health carrier to select a health care professional as a participating provider solely because the health care professional meets the health carrier's credentialing verification standards, or to prevent a health carrier from utilizing separate or additional criteria in selecting the health care professionals with whom it contracts.

(b) The fact that a health carrier does not include in its network any hospital with which a health care professional holds privileges shall not be grounds to refuse to select a health care professional as a participating provider.

3 Committee Established. There is established a committee to study current insurance market trends and insurance carrier non-payment discrimination.

4 Membership and Compensation.

I. The members of the committee shall be as follows:

(a) Three members of the senate, appointed by the president of the senate.

(b) Three members of the house of representatives, appointed by the speaker of the house.

II. Members of the committee shall receive mileage at the legislative rate when attending to the duties of the committee.

5 Duties. The committee shall study current insurance market trends and insurance carrier non-payment discrimination. The committee shall study issues related to:

(a) The effect of lack of competition in the New Hampshire small group health insurance market.

(b) New Hampshire health insurance price trends relative to other states.

(c) Fairness in physician contracting, including whether statewide payment schedules utilized by major insurance companies are affecting access to specialty providers and access to health care in rural areas of the state.

(d) Profitability of major insurers in New Hampshire.

(e) The effect of insurance carrier non-payment discrimination and the impact of legislation eliminating non-payment discrimination.

(f) Any other issues relating to willing provider policies.

6 Chairperson; Quorum. The members of the study committee shall elect a chairperson from among the members. The first meeting of the committee shall be called by the first-named senate member. The first meeting of the committee shall be held within 45 days of the effective date of this section. Four members of the committee shall constitute a quorum.

7 Report. The committee shall report its findings and any recommendations for proposed legislation to the senate president, the speaker of the house of representatives, the senate clerk, the house clerk, the governor, and the state library on or before November 1, 2003.

8 Effective Date.

I. Section 1 of this act shall take effect January 1, 2004.

II. The remainder of this act shall take effect upon its passage.

2003-1829s

AMENDED ANALYSIS

The bill requires health insurers to keep a provider's personal information confidential.

This bill states that the fact that a health carrier does not include in its network a hospital with which a health care professional holds privileges is not grounds to refuse to select such health care professional as a participating provider.

The bill also establishes a committee to study current insurance market trends and insurance carrier non-payment discrimination.

SENATOR FLANDERS: Thank you Mr. President and members of the Senate. I rise in support of HB 470 as amended. I am pleased and proud to report, I know that you have all read it in the paper, that the situation that was happening in Laconia and Franklin Hospital has been settled. Although this has been settled, I am not sure that we have seen the end. I think that this is a case of this battle has been won, but I am not sure that the war has been won. As all of you know, throughout the session, I have had concerns regarding the contract dispute at the Laconia, Franklin Hospitals, particularly the impact of dispute of patients for their ability to go to their local doctors. At some point during the dispute, although they are under separate contracts, up to 300 physicians in the Lakes and Twin Rivers region, were told that their contracts were being terminated as a result of the dispute with the hospital, and that their patients, my constituents, would not be able to go to that doctor and would have to find a new doctor with an affiliation with a different hospital. Now let's think for a minute, if you have 20,000 people and they have all been going to the same doctor for 10 or 15 years and they are told that they cannot go to that doctor any longer. Unfortunately, in the rural areas that I represent, it is not as easy as it is in Manchester, where CMC can go to Elliot or in Nashua changing hospitals. In rural areas, in the state, this type of action by an insurer will result in a major disruption of a patient's access to care.

While each side has a rationale for the reason and step that they have taken, I believe that it is wrong for an insurance company to be able to place patients in the middle of a contract dispute, and attempt to use this threat as leverage. House Bill 470 as amended by the Senate Insurance Committee would stop this practice in the future by eliminating the ability of the insurer to take...it used to be a physician, and their patients in the process of a threat with their contract with the hospital. In effect, this bill says that an insurer cannot remove a doctor from the network simply because their contract expires with the hospital. The amendment is specific to setback the original...this amendment sets way back from my original thoughts, annual and provider. With this, we are making a study committee of the annual and provider to see if this is good for New Hampshire, and if it will work in New Hampshire. It also eliminated the ability to use a physician in a non-network hospital as a reason to drop them from the insurers network. This amendment favors neither the hospitals or the insurers. It does not put the legislature in the middle of any contract disputes. This is a consumer protection bill. It ensure that the citizens who pay for insurance are able to maintain access to their local doctors and are not used as leverage in public contract disputes. Let me use...I know that it is getting late, but let me give you this, what I feel is happening. You have three sons. The oldest son gets into trouble so you ground the oldest son and say "you can't go out. You can't go the baseball games anymore." The middle son is told by the parents "because your big brother is in trouble, you can't go to the baseball games anymore." This guy did nothing. The little guy is told by his parents, "because of your big brother, you can't go and watch the baseball games anymore." That is exactly what they have done to the doctors and that is exactly what they have done with the patients. Unfortunately, the question is not whether this would happen again, but when will it happen again and which Senator here will be involved by getting phone calls from your constituents asking, "what do I do with my families doctors now?" I ask that you pass this bill. It is a bill that protects these customers. The next place it happens, let them have the dispute with the hospital, but don't let them use the patients as a crutch. Thank you.

SENATOR BARNES: Senator Flanders, would you believe that in my 13 years up here, that was the longest damn blurb that I have ever heard?

SENATOR FLANDERS: No. Where is Cliff?

SENATOR BARNES: No. You have the longest blurb in the history in the last 13 years up here. Good God man, that was a beauty.

SENATOR EATON (In the Chair): But it did have baseball in it.

SENATOR FLANDERS: It had baseball in it. I thought that you would be happy and keep quiet.

Amendment adopted.

Question is on the adoption of the bill as amended.

Adopted.

Ordered to third reading.

HB 546, relative to uniform prescription drug information cards. Insurance Committee. Ought to pass with amendment, Vote 5-0. Senator Martel for the committee.

Insurance
May 27, 2003
2003-1826s
01/10

Amendment to HB 546

Amend the title of the bill by replacing it with the following:

AN ACT relative to uniform prescription drug information cards and relative to nurses possessing and administering prescription drugs.

Amend the bill by inserting after section 5 the following and renumbering the original section 6 to read as 7:

6 Possessing Prescription Drugs. Amend RSA 318:42, XI to read as follows:

XI. A ~~[licensed registered]~~ nurse *licensed under RSA 326-B* who is an employee of a home health care or hospice agency licensed pursuant to RSA 151:2, and who ~~[is licensed by the board of nursing as a registered nurse]~~ *is acting in the course of his or her employment*, from possessing ~~[-in the course of employment,]~~ such noncontrolled prescription drugs as are approved by the board of nursing and agreed upon jointly by the board of registration in medicine and the pharmacy board and ~~[-in the course of such employment,]~~ from administering such preapproved noncontrolled prescription drugs according to written protocols approved annually by such employer's professional advisory committee which includes a physician licensed by the board of registration in medicine.

2003-1826s

AMENDED ANALYSIS

This bill requires that insurers providing coverage for prescription drugs issue to their enrollees a card or other similar item containing uniform prescription drug information.

This bill also clarifies the procedure for licensed nurses to possess and administer prescription drugs.

SENATOR MARTEL: Thank you Mr. President. I move that HB 546 ought to pass with amendment as was recommended by the Senate Insurance Committee. This bill will allow the distribution of pharmacy cards. It will help pharmacists operate much more efficiently than they have been able to in the past. Without these cards, pharmacists are forced to pick up the telephone and call into an insurance company in order to retrieve pertinent information for customers, regarding their prescriptions. These cards would allow pharmacists to have immediate access to all of the required information needed for filling the prescriptions. The committee believes this bill ought to pass with amendment. I thank you very much Mr. President.

Amendment adopted.

Question is on the adoption of the bill as amended.

Adopted.

Ordered to third reading.

HB 776, relative to emergency medical care for pregnant women. Insurance Committee. Inexpedient to legislate, Vote 5-0. Senator Prescott for the committee.

SENATOR PRESCOTT: Thank you Mr. President. By my count, I believe that we have 33 bills left on the report. This is going good. I will move inexpedient to legislate. This bill had very good conditions, intentions, intending to grant immunity to physicians who render emergency care to pregnant women under certain circumstances; however, the interested parties affected by this bill could not reach agreement on various aspects and its proposed amendments. Based on inability of interested parties to reach this compromise, the committee voted inexpedient to legislate. Thank you Mr. President.

SENATOR BOYCE: Thank you Mr. President. I rise in opposition to the inexpedient to legislate motion. I think that the fact that several parties couldn't get together on this bill does not make the bill necessarily not worth passing. The House saw fit to pass it to us. The purpose of this bill, as I understand it, is to prevent people who do obstetrics from having to have huge malpractice insurance payments, simply because they might have to do an emergency c-section or an emergency procedure on someone. I think that this is badly needed because we have this malpractice insurance crisis, and I think that we ought to pass this. I think that we ought to overturn the committee report. Thank you.

SENATOR PETERSON: Thank you Mr. President. Senator Prescott. Thank you for yielding Senator. The bill does seem to be rather simple. I do know that particularly in this OB field, the concerns over the malpractice problems are growing. Could you give us a sense of why it is so difficult just to move forward and pass the bill? In reading it, it really does appear to be quite simple. In an emergency situation the obstetrician would have a greater degree of liability protection.

SENATOR PRESCOTT: The language was not clear to the committee where the responsibility of the physician should start and where it should end in terms of prior circumstances that cause, during an emergency situation, the physician to be blamed for something that they didn't do. The language doesn't define that point where the physician should not be responsible for prior actions of the patient and where they should be responsible for their own actions. It didn't define that point at all. The committee did not have any clear idea of where that point should be drawn up and how to draw up that point on paper. So it was very difficult for us to come to that conclusion of where the physician is responsible for their actions, and not be responsible for the actions of the patient. We couldn't get that point defined on paper, in terms of meeting the goal of lowering the cost of liability insurance. It is a very difficult situation for us.

SENATOR PETERSON: Senator Prescott, would it be a possible solution here to put the bill on the table with the inexpedient to legislate motion so that we may be able to consider this in legislation in the second year of the session? I accept your answer and do not wish to go to an ought to pass on a bill where your committee obviously revealed problems, but on the other hand, I do think this is a vital issue. We might not want to take two years to look at it.

MOTION TO TABLE

Senator Prescott move **HB 776** be laid on the table.

Adopted.

LAI D ON THE TABLE

HB 776, relative to emergency medical care for pregnant women.

Senator Boyce is in favor of the tabling motion on HB 776.

HB 242, relative to the number of members on, and quorum necessary for, the assessing standards board. Internal Affairs Committee. Ought to pass with amendment, Vote 4-0. Senator Boyce for the committee.

Internal Affairs

May 28, 2003

2003-1854s

08/09

Amendment to HB 242

Amend the bill by replacing all after the enacting clause with the following:

1 Assessing Standards Board. Amend RSA 21-J:14-a, II(e) to read as follows:

(e) Three members of the public appointed by the governor with the consent of the council, ***none of whom shall be an assessor nor a public official.***

2 New Subparagraph; Assessing Standards Board; Additional Members. Amend RSA 21-J:14-a, II by inserting after subparagraph (e) the following new subparagraph:

(f) Three members appointed by the governor with the consent of council, one of whom shall be a municipal official for a town with a population of less than 5,000; one of whom shall be a municipal official for a town with a population of more than 5,000; and one of whom shall be a municipal official for a city. Each member shall hold office for the term of such member's position for two years and until a successor shall have been appointed and qualified. Any vacancy shall be filled for the unexpired term by the governor with the consent of the council.

3 Assessing Standards Board; Powers and Duties. Amend RSA 21-J:14-b, II to read as follows:

II. All standards and practices developed or identified by the board, pursuant to this section, shall be reviewed and updated annually. The board shall hold a series of at least 3 public forums annually throughout the state to receive general comment through verbal and written testimony on assessing standards and practices. ***A quorum of the board shall not be required to hold such public forums.*** After the public forums are concluded and the board has made its recommended changes, in accordance with paragraph III, the board shall proceed to adopt any proposed rules.

4 Effective Date. This act shall take effect 60 days after its passage.

SENATOR BOYCE: Thank you Mr. President. I move HB 242 ought to pass with amendment. House Bill 242 amends the number of members on the Assessing Standards Board and balances the membership by requiring more members to be public rather than the current overload of assessors. The bill also eliminates the necessity of having a quorum present where the board holds its public forums around the state. The Internal Affairs Committee recommends that this legislation ought to pass as amended. Thank you.

Amendment adopted.

Question is on the adoption of the bill as amended.

Adopted.

Ordered to third reading.

HCR 9, urging the President and the Joint Chiefs of Staff to abandon the Total Information Awareness Initiative. Interstate Cooperation Committee. Ought to pass, Vote 2-0. Senator Clegg for the committee.

MOTION TO TABLE

Senator Clegg moved to have **HCR 9** laid on the table.

Adopted.

LAIID ON THE TABLE

HCR 9, urging the President and the Joint Chiefs of Staff to abandon the Total Information Awareness Initiative.

HB 167, relative to complaints against judges. Judiciary Committee. Rerefer to committee, Vote 5-0. Senator Roberge for the committee.

SENATOR ROBERGE: Thank you Mr. President. I move that HB 167 be rereferred to committee. House Bill 167 sought to require that all complaints against judges would have to be referred to the independent Judicial Conduct Commission that was established by the legislature. Since the independent JCC went into effect, the courts JCC has drastically opened up and improved their process. Right now both JCC's are operating well and handling the cases that come before them. Because things are currently working well, the Judiciary Committee believes that the best use of SB 167 would be to rerefer it to the committee and keep the bill alive. Therefore, we ask the support for the motion of rerefer. Thank you.

Committee report of rereferred is adopted.

HB 175, relative to membership of attorneys in the New Hampshire Bar Association and lobbying by the Bar Association. Judiciary Committee. Ought to pass with amendment, Vote 3-2. Senator Clegg for the committee.

Senate Judiciary

May 29, 2003

2003-1901s

10/09

Amendment to HB 175

Amend the bill by replacing all after the enacting clause with the following:

1 State Bar Association Membership Vote Required. The board of governors of the New Hampshire Bar Association, at the first election of officers following the effective date of this section, shall place on the ballot with the election of officers of the Association, the following question: "Shall membership in the New Hampshire Bar Association be required for all attorneys licensed to practice in this state?"

2 New Subdivision; State Bar Association. Amend RSA 311 by inserting after section 7-f the following new subdivision:

State Bar Association

311:7-g Bar Association Legislative Activities.

I. The New Hampshire Bar Association, if membership is mandatory for attorneys, shall be prohibited from using any part of dues paid by its members for the purpose of lobbying or influencing the general court on any matter.

II. If membership in the New Hampshire Bar Association is mandatory for attorneys, no person shall be permitted to engage in legislative activities on behalf of the New Hampshire Bar Association for the purpose of lobbying or influencing the general court on any matter.

III. Nothing in the section shall prevent officers and members of the Bar Association from appearing before the general court to express their views as individuals, as members of voluntary associations, or as representatives of clients, or from being elected and serving as members of the general court.

IV. Any member of the New Hampshire Bar Association, if membership is mandatory for attorneys, may refuse to pay that portion of the Bar Association dues that are used for political purposes.

311:7-h Severability. If any provision of this subdivision or the application thereof to any person or circumstances is held invalid, such invalidity shall not affect other provisions or applications hereof which can be given effect without the invalid provisions or application, and to this end the provisions of this subdivision are severable.

3 Effective Date. This act shall take effect July 1, 2003.

2003-1901s

AMENDED ANALYSIS

This bill requires a vote by licensed attorneys on the requirement for mandatory membership in the New Hampshire Bar Association. The bill also defines when the New Hampshire Bar Association may lobby the general court.

SENATOR CLEGG: Thank you Mr. President. I move HB 175 ought to pass with amendment. House Bill 175 as passed by the House would have required a vote by the members of the New Hampshire Bar Association every five years regarding whether the Bar Association should continue to be a unified mandatory Bar. The House version also defined when the Bar could lobby on issues here in the legislature. The Bar Association has only been unified since 1968. At that time, a vote was taken and the majority wanted a unified Bar. Subsequently, the Supreme Court established a mandatory Bar by rule. The states of New York, Pennsylvania, Maine, Vermont, Ohio and Illinois, all have non-mandatory Bar Associations and in these states, Bar memberships tend to run between 70 and 80 percent of eligible attorneys. While the Bar Association does perform a number of free legal services to the state, I believe that the membership would be sufficient to continue these programs. The Judiciary Committee amended the bill to require that only one vote of the Bar Membership be required. If 52 percent of the members want de-unification, then that sends the message to the court; however, if the membership wants a voluntary Bar Association, then that sends a different message. Basically, what the Senate amendment does is to allow for one vote and one vote only to see if the Bar Association wants to de-unify. If they do de-unify, they have voluntary membership. They will have the right as any other group has to not have their dues used for political purposes. If they vote to continue under the situation that they are now, and it is mandatory to join the Bar, then again, any part of their dues that is used for political purposes, they would be allowed not to pay. I ask your support for the committee amendment and hope that you vote ought to pass. Thank you.

Amendment adopted.

Senator Foster offered a floor amendment.

Sen. Foster, Dist. 13

Sen. Peterson, Dist. 11

June 4, 2003

2003-1986s

10/01

Floor Amendment to HB 175

Amend the bill by replacing all after the enacting clause with the following:

1 State Bar Association Membership Vote Required. The board of governors of the New Hampshire Bar Association, at the first election of officers following the effective date of this section, shall place on the ballot with the election of officers of the Association, the following question: "Shall membership in the New Hampshire Bar Association be required for all attorneys licensed to practice in this state?"

2 New Subdivision; State Bar Association. Amend RSA 311 by inserting after section 7-f the following new subdivision:

State Bar Association

311:7-g Bar Association Legislative Activities.

I. If membership in the New Hampshire Bar Association is mandatory for attorneys, the Association shall conduct any legislative lobbying activities in accordance with its by-laws, the constitution, and applicable judicial decisions.

II. Nothing in the section shall prevent officers and members of the Bar Association from appearing before the general court to express their views as individuals, as members of voluntary associations, or as representatives of clients, or from being elected and serving as members of the general court.

III. Any member of the New Hampshire Bar Association, if membership is mandatory for attorneys, may refuse to pay that portion of the Bar Association dues that are used for political purposes.

311:7-h Severability. If any provision of this subdivision or the application thereof to any person or circumstances is held invalid, such invalidity shall not affect other provisions or applications hereof which can be given effect without the invalid provisions or application, and to this end the provisions of this subdivision are severable.

3 Effective Date. This act shall take effect July 1, 2003.

2003-1986s

AMENDED ANALYSIS

This bill requires a vote by licensed attorneys on the requirement for mandatory membership in the New Hampshire Bar Association. The bill also defines when the New Hampshire Bar Association may lobby the general court.

SENATOR FOSTER: Thank you Mr. President. I rise to offer a floor amendment. I am one of the two members of the committee who voted against this bill. Although I am not asking you to do that now, I just wanted to explain a little bit of my vote. My concern about the first part of the bill that talks about mandating a vote is that we are taking a pretty big step here. We are asking a private association, we are mandating a private association, to take a vote on whether it should be mandatory or not. That troubled me. I have decided that on balance it is probably best to get this issue behind us for the Bar Association and for the legislature,

and I am comfortable with the vote being held, as long as it is just one vote, as both the committee amendment had in it and as my floor amendment has in it. My floor amendment replaces the bill. The place where I still have concerns about the committee amendment are the second part of the committee amendment, which deals with when the Bar Association can enter into lobbying activities. Let me just talk a little bit about the Bar Association for a moment because, as in talking to at least a couple of you today, I realized that there is some confusion about who it is that is lobbying around here on various bills. For me, the Bar Association to my knowledge, has lobbied before the Judiciary Committee twice this year, that I can recall. Once on this bill and I believe that they came in and testified briefly on the bill that we had dealing with whether paralegals ought to be able to appear in court. Both of those deals with, to them, the administration of justice. That is what they basically tend to lobby on. Some of you may have thought, and I think that it is on SB 119 and I could have the number wrong, but loss of opportunity bill. That was not the Bar Association. The Bar Association doesn't lobby on those sorts of things, that is the Trial Lawyers Association. Plaintiffs lawyers. They have their own separate association. Yes, they are also members of the Bar Association, because the Bar Association is mandatory, but they have their own private association. Some of you may have served on committees either in the House or in the Senate on criminal matters. There is also a Criminal Defense Bar group that gets together. That is who comes in and testifies on laws dealing with the criminal laws, it is not the Bar Association. The Bar Association, in fact, is prohibited by court decision to lobby on things which are basically, purely political issues like loss of opportunity or even criminal defense matters. There was a case that was several years ago and the Bar Association did weigh in as I understand it, on an issue dealing with, I think it was medical malpractice or at least tort reform bill dealing with capping. I believe that it was capping punitive damages and somebody from the Bar Association challenged that and said, hey, wait a minute, that is not on the Administration of Justice. That is on whether or not tort reform ought to occur and the court said, you know, you are right, as a mandatory association you can't lobby on that kind of thing. So the Bar doesn't do that. So it is important when you are thinking about what the Bar Association is lobbying on, try and understand that there is the Trial Lawyers, the Criminal Defense Bar, and there is probably some other legal associations that come in, and those are voluntary associations. Those are not mandatory associations. So what I would ask you to do is to look at the amendment in your yellow calendar today and look at what the committee amendment does. The committee amendment in I & II, essentially prohibits the Bar Association, as I read it, from really lobbying here essentially at all. Let me look at II, it says "If membership in the New Hampshire Bar Association is mandatory for attorneys, no person shall be permitted to engage in legislative activities on behalf of the New Hampshire Bar Association for the purpose of lobbying or influencing the general court on any matter." What it is saying is that the Bar Association can't lobby here. Period. It can't lobby. I think that is pretty clear that is a violation of the first amendment rights that I think that all of us hold pretty dear. It is saying that this particular association can't lobby because it happens to be mandatory. Our New Hampshire Constitution clearly has freedom of speech, freedom of association, and there is also another provision that talks about the right to come and petition and talk to the General Court. Obviously there is the federal Bill of Rights. What I would suggest to you is the bill as written, is clearly unconstitutional and it will

be struck down, and I think that it would be a shame to have a conflict between, yet again, the legislature and the courts, but I will suggest to you that for those of you for whatever reason may think that is somehow favorable, it will probably be the federal court where this will go. It is not even going to be our state courts because not only does it violate the New Hampshire Constitution, but it violates the federal Constitution and I am quite sure that the people who would challenge this would go to the Federal District Court. The amendment that I have, when you take a look at it, on lines 12 to 14 pares down the prohibition on lobbying and does what I said the Bar Association effectively does today, which is, it can conduct any legislative lobbying activities in accordance with its bylaws and its constitution in applicable judicial decisions, and the judicial decisions limit what it is that they can come here and lobby about. The Trial Lawyer Association is going to continue to do what they do here, the Criminal Defense Bar will come and continue to do what they do, and the Bar Association will do what they do, which is really lobbying on issues that directly effect the administration of justice like the paralegal bill or this bill, and I am not aware of anything else that they have lobbied on this year. They may have in the House, but I can't recall seeing them in the Senate. So I would ask you to think about what we are doing here, prohibiting one particular group, if the committee amendment were to stand, from engaging in their First Amendment Rights to come to our government and lobby. I think that the First Amendment Rights are a cherished right. That is what makes openness in government in our society. It is different, it is what I think the rest of the world looks at us on. That we, as individuals, can come to our government and say whether legislation is good or bad. I can't understand why we would want to pass a law that prohibits one particular group, the Bar Association from coming here and expressing their views. Thank you.

SENATOR SAPARETO: Thank you Mr. President. Thank you Senator Foster. Senator Foster, I am looking at the amendment on page 21, III. It states "Nothing in this section shall prevent officers and members of the Bar Association from appearing before the General Court to express their views as individuals, as members of Voluntary Associations or as representatives of clients or from being elected and serving as members of the General Court." How does that not allow for First Amendment Rights with that provision in there?

SENATOR FOSTER: Because what we are saying is that the "Bar Association" can't come here. The Bar Association can't meet. It's Board of Governor's can't get together and say, we on this particular piece of legislation have a concern, we vote to send our lobbyists down here to express our views as a Bar Association. What that provision allows is for individual lawyers to come and express their particular views, but it prohibits the Bar Association from coming in and expressing their views. Just like the medical. It would be like saying doctors can come here and testify on medical malpractice, but the Medical Society cannot. They can't come.

SENATOR SAPARETO: Well also, can't the Supreme Court Justices...if they...they don't lobby as one whole group as well, don't they provide opinions, they do it through the legislative process? Aren't we also then denying them by the same token, free speech?

SENATOR FOSTER: I actually am not sure that I understand your question.

SENATOR SAPARETO: For example, if the Supreme Court, the five members of the Supreme Court work as a body to provide an opinion on legislation, we don't see them coming in and testifying as a body on legislation, all five of them, to determine the Supreme Courts position on each of the bills that we have. I mean, wouldn't that be the same type of violation?

SENATOR FOSTER: I don't...I am still not sure where you are going. I do know that Mr. Zibel comes on behalf of the Supreme Court and expresses, from time to time, the views of the judicial branch on matters where he feels it is appropriate as an informational matter. I mean the Supreme Court acts as a court when it is asked to express their opinion, but they are acting as a court.

SENATOR SAPARETO: Thank you.

SENATOR CLEGG: Thank you Mr. President. You have to understand that this isn't someone's right of free association. This is something that the judicial branch of government mandates to anyone who wants to practice law in the state of New Hampshire. There is no voluntary participation here. It is mandatory. So where is the freedom of association? I don't see it. I heard that they said well, right now the Bar Association can only come in and lobby on things that judicial decisions say they can. I asked in committee, of Mr. Zibel, are lawyers a part of the judicial branch of government? Now you will notice in the record, I probably asked him four or five times, and got a "yes", "I think so", "maybe", "no". Are they or aren't they? If they are not members of the judicial branch of government, then the judicial branch has no right saying that you have to join this organization, pay us \$400 and we are going to tell you what we are going to do. So we sent this bill out. Now there are lawyers out there who do feel that if they come and testify in front of us that there would be retribution. Now I know that no one wants to hear about that, because that doesn't happen. They formed the Bar Association because they said that it was a mandatory unified Bar because they said that the Bar Association was a "Good Ole Boy Club". Well guess what? Since 1964 things have gotten back to where they were, and there are a number of lawyers in this state who say it is a "Good Ole Boys Club". They don't get anything out of it, but if they don't pay their dues, they can't practice their profession. We don't do that to anyone else. We don't say that you "have" to do this. You have to join this organization. We do licensing, but this is far beyond licensing. Now, if in fact they don't receive 52 percent at this Bar or to de-unify the Bar, then we ought to at least do what we do for every other union member in this state, and that is to allow them to withhold the part of their dues that is used for political purposes, because there are a number of attorneys out there who don't agree with the political things that the Bar Association does, so why should they be forced to pay for them? Nothing in here stops that. Nothing in here is unconstitutional. But since nobody can show me in the constitution where the judicial branch has the right to force somebody to join an organization in order to practice law in this state, I'd say that maybe this law will take care of an unconstitutional situation. I urge you to vote down the amendment and stay with the committee.

SENATOR FOSTER: Senator Clegg, the floor amendment, much identically to the committee amendment, does in fact **TAPE CHANGE**.

SENATOR CLEGG: Are you telling me that section I...that you are considering everything in section I is not political purpose or it is political purpose?

SENATOR FOSTER: No, I don't believe that it is supposed to be for political purposes, but if the member believes that it is, he has the right to withhold dues, doesn't he under the amendment...which is the same as...

SENATOR CLEGG: If you are telling me that section I means that they can withhold the money that you use for that, then I will agree with you, but again, you are limiting the Bar Association to whatever the judges say, correct?

SENATOR FOSTER: That is correct.

SENATOR CLEGG: That is still not right.

SENATOR BOYCE: Senator Clegg, would it surprise you to know that there are people other than Mr. Zibel who at least, probably more often than he does, believe that the Bar, because it is mandated by the court and administered over by the court, that the Bar is in fact, an arm of the judicial branch, and because they believe that that is the case, that there are those people who believe that those members of the Bar, anyone who is a member of the Bar, should not be allowed to serve in this body or House? You would be surprised to understand that some people believe that?

SENATOR CLEGG: I wouldn't be surprised at all, because if it is a judicial rule that you have to belong, then you must be part of the judicial branch.

SENATOR BOYCE: It seems like it to me.

SENATOR LARSEN: Senator Foster, you pointed out that your amendment has political withholding in it so that your amendment, in fact, allows for those who object to the activities of the Bar to withhold that portion of their fees? I have some other questions if I may continue. I understood that a member of the state Bar Association is in fact a sworn officer of the court, is that a correct understanding?

SENATOR FOSTER: That is how attorneys refer to themselves, as an officer of the court so you have certain duties to the court. Correct.

SENATOR LARSEN: I understand that there are some public benefits in fact, to having full participation of the Bar in the...of all members, and that that in fact, in views to the public, certain benefits such as legal referral service, pro bono work, all sorts of things which in essence, having the Bar unified, causes us to have an effective system for the justice to those who might not be able to afford it. Is that correct? Are there more benefits to the public of having a Bar Association?

SENATOR FOSTER: In addition to those, they provide a sense of educational courses. As a member of the Bar, you are required to take a certain amount of continuing education courses and the Bar offers those on a variety of subject matters at a fee, but actually a much lower fee than you get for a lot of other similar seminars, so you have an educated Bar. There was a lot of other testimony, in fact, I think that Senator Clegg acknowledged that in his own remarks, that there are a number of activities that the Bar does that does benefit the public at large.

SENATOR LARSEN: One final question. If we didn't have a Bar Association, then I assume those pro bono services, some of the requirements for

continuing legal education would be hard to enforce, and in fact, might cause some problems if you had a problem with a lawyer in terms of knowing where to go with your problem?

SENATOR FOSTER: I think that is possible. I would like to think that pro bono activity would continue at a relatively high level of members of the Bar, but certainly with less funds they would do less. That is right.

SENATOR LARSEN: Thanks.

SENATOR O'HEARN: Thank you Mr. President. I am trying to make a decision on how to vote on this and I have a question for Senator Foster since Senator Larsen asked the questions on one side, now I would like to know why attorneys would not belong to the New Hampshire Bar Association? As Senator Larsen gave us all of the good points to belong to the Bar Association, why wouldn't an attorney want to belong to the Bar Association?

SENATOR FOSTER: I mean there could be a variety of reasons, one of them in certain specialty areas, I think that there are certain members of the Bar who don't feel that they get a benefit from some of the services that the Bar requires. There are fees involved. There would still be costs and fees, much like there are for other professionals, but I think that the feeling is that some of those expenses would go down. The Bar Association collects a number of fees, some of them that the Supreme Court actually charges, but some which go to operations of the Bar. Some people feel like they don't want to pay the fee.

SENATOR O'HEARN: Thank you.

SENATOR PETERSON: I have been notified that a former Governor of the state is above, in the gallery. I have the benefit of his presence quite often. Actually for my father to be here at this time is somewhat apropos as the change that resulted in the unification of the Bar was something that happened under his tutelage. We had testimony at our committee from Fred Upton, one of the most respected senior attorneys of the state, about the circumstances in the Bar, prior to the unification and how the unification of the Bar actually has been a tremendous benefit; however, the Bar Association made a vote in 1968 and that vote has not been revisited since. So the point of this legislation, to revisit that vote and see if it still...the feeling of the membership that they should remain unified, is a reasonable suggestion in the legislation. The reason that I was one of the two who voted against the committee amendment is because I believe that the committee amendment, although it is only slightly different from the floor amendment and the original House Bill, would not have the effect, ultimately, of creating this vote and seeing if the Bar Association still feels that way. It would rather result in a court case, an increase in the tension between the branches of government, which has been so tested over the last few years and would be deleterious to greater purposes that are enshrined in this piece of legislation. This amendment has two real differences from the amendment which the committee approved. One is that it clarifies what Senator Clegg clarified about the committee amendment, that we do mean one vote. At the next election they would have it on the ballot, "do you wish to remain a unified Bar" and they would be able, by secret ballot, to vote. There would be a tally, which would speak louder than words. The second difference from the committee amendment is that although members are allowed in both to withhold a portion of their dues, which would be used for political purposes, under the committee amendment, it would forbid any

of the money that comes from dues for being used for issue advocacy; therefore, the Bar Association would no longer be able to have a point of view, as a Bar Association, and bring it to the legislature. Although this happens only on maybe one or two bills a year, in my experience, those bills tend to be quite important to the practice of law in the state of New Hampshire, and I for one, would like to hear from the Bar, what their view is. It certainly is not going to be the only voice we will hear or the only one we will necessarily listen to, but I would like to have the opportunity to hear it. I believe that if there is a law suit over this bill, if it is brought to court, there will be very strong constitutional grounds, that they should have the right to express that opinion. This bill really concerns two main issues: The first is the fact that there was one vote and now they are obliged to be in the association. It is a little bit like the vote that was contemplated a little earlier in the sixties in Vietnam where they were going to have an election and if Ho Chi Minh got elected, that would be the last election. I think that this bill here is one that allows thirty years later, for another election. So we are here with the members of the Bar, which has grown and which has changed, how they feel about this subject today. That would be a benefit. But the bill, unfortunately, as amended by the committee, has a little bit more of the feeling that we had in the debate over HCR 14 just a short time ago. It is a chance for this body to say to the court that we...it really is a way to express our resentment, I am afraid, as opposed to get the job done. I think that that would be a damaging thing to do. We had the testimony from Howard Zibel, the Supreme Court, with regard to comity between the branches. I think that we need more comity between the branches in the state of New Hampshire following upon the impeachment trial which I was involved with to a great degree. There is no question that under our constitution that the Supreme Court has exclusive authority over the administration of the courts, and there is no question that all members...all lawyers, are officers of the court and subject to the Supreme Court's authority whether or not we have a unified Bar. So I would ask members of the Senate to make these small alterations in this bill so that we will actually see at the next election, these words appear on the Bar Associations ballot at their regular election, and we will find out if what the sponsors believed to be true is or is not true, that there is substantial feeling in the Bar to de-unify. If there is, then I am sure that it will go forward and that is what will occur. But I do believe that there is substantial evidence that there is not, that it would be a mistake, and that will be borne out if indeed we allow this to go onto the ballot. I would like to be able to support this piece of legislation and ask that you add this floor amendment so that I will be able to do so. Thank you Mr. President.

SENATOR CLEGG: Thank you Mr. President. I just want to read out of the House Calendar, the amendment that the committee had put in. You heard discussion that there might be something in here that the court wouldn't like, would find unconstitutional. So on the bottom it says "severability". "If any provision of this subdivision of the application thereof to any person or circumstance is held invalid such invalidity shall not effect the other provisions or applications hereof, and shall be given effect without the invalid provisions or applications and to this end of that subdivision is severable." So what this says is that should the court find one section unconstitutional, it goes away and the rest of the law stays. To try and second guess at this time, what the court will or will not do, is not only not fair, but probably unwise. Thank you.

Question is on the adoption of the floor amendment.

A roll call was requested by Senator Clegg.

Seconded by Senator Green.

The following Senators voted Yes: Below, Peterson, O'Hearn, Foster, Larsen, D'Allesandro, Estabrook, Cohen.

The following Senators voted No: Gallus, Johnson, Kenney, Boyce, Green, Flanders, Odell, Roberge, Clegg, Gatsas, Barnes, Martel, Sapareto, Morse, Prescott.

Yeas: 8 - Nays: 15

Floor amendment failed.

Question is on the adoption of the bill as amended.

Adopted.

Ordered to third reading.

HB 178, relative to detention for violations of protective orders. Judiciary Committee. Ought to pass, Vote 5-0. Senator Roberge for the committee.

SENATOR ROBERGE: Thank you Mr. President. I move HB 178 ought to pass. House bill 178 allows a judge to order an alternative to detention in domestic violence cases with restraining orders if such detention would jeopardize the health of the defendant. This bill is narrowly written and is not opposed by either the Department of Justice or the advocates regarding victim's rights. The Judiciary Committee asks for your support. Thank you.

Adopted.

Ordered to third reading.

HB 204, relative to venue in juvenile proceedings. Judiciary Committee. Ought to pass with amendment, Vote 5-0. Senator Clegg for the committee.

Senate Judiciary

May 28, 2003

2003-1847s

04/05

Amendment to HB 204

Amend the bill by inserting after section 1 the following and renumbering the original section 2 to read as 3:

2 Delinquent Children; Petition. Amend RSA 169-B:6, I to read as follows:

I. Any person may file a petition, alleging the delinquency of a minor, with a judge or clerk of the court in the judicial district in which the minor is found or resides *or where the offense is alleged to have occurred*. The petition shall be in writing and verified under oath.

SENATOR CLEGG: Thank you Mr. President. I move HB 204 ought to pass with amendment. House Bill 204 was introduced due to the Zantop murders where the crime occurred in New Hampshire, the accused were from Vermont, and they were captured in Indiana. Because one of the accused was a minor, the current juvenile statutes allow the petition to be brought where the juvenile is found or where the juvenile resides – neither of which was within the state of New Hampshire. The Commit-

tee amendment merely mirrors the language in another needed statute. The Judiciary Committee asks your support for the bill with amendment. Thank you.

Amendment adopted.

Question is on the adoption of the bill as amended.

Adopted.

Ordered to third reading.

HB 205, relative to the use of criminal records and reports. Judiciary Committee. Ought to pass, Vote 4-0. Senator Roberge for the committee.

SENATOR ROBERGE: Thank you Mr. President. I move HB 205 ought to pass. House Bill 205 implements the National Crime Prevention and Privacy Compact in New Hampshire in order to be able to do background checks on people applying for day care positions. Current requirements are only an in-state criminal background check. With today's mobile society, in order to properly protect children, an FBI search should be done. The Judiciary Committee votes ought to pass. Thank you.

Adopted.

Ordered to third reading.

HB 245, relative to child custody decisions. Judiciary Committee. Ought to pass, Vote 4-0. Senator Foster for the committee.

SENATOR FOSTER: Thank you Mr. President. I move HB 245 ought to pass. House Bill 245 clarifies that child custody decisions are case-specific, based on the overall welfare of the child, and may take into consideration the preference of a mature minor. The provisions of the amended House Bill mirror the policy in case law that has been the standard for over ten years. The need to place these provisions into statute is so that pro se litigants will also know what standards the court will use when making child custody determinations. The Judiciary Committee recommends adoption of this bill. Thank you.

Adopted.

Ordered to third reading.

HB 248, requiring the disclosure of information to victims in juvenile delinquency cases. Judiciary Committee. Ought to pass with amendment, Vote 4-0. Senator Clegg for the committee.

Senate Judiciary

May 29, 2003

2003-1877s

05/09

Amendment to HB 248

Amend RSA 169-B:34, III as inserted by section 1 of the bill by replacing it with the following:

III. ~~(a)~~ At any time after the ~~[arrest]~~ **diversion or arraignment** of a juvenile ~~[or the service of a juvenile petition]~~, the following information regarding the juvenile ~~[may]~~ **shall** be disclosed to the victim, upon the victim's request, by a law enforcement agency or the prosecution:

- (1) Name.
- (2) Age.
- (3) Address.
- (4) Gender.

(5) Offense charged.

(6) Custody status.

(7) *Adjudicatory status and disposition.*

~~[(b) The information under subparagraph (a) shall not be unreasonably withheld.]~~

SENATOR CLEGG: Thank you Mr. President. I move HB 248 ought to pass with amendment. The bill requires disclosure of certain information to victims in juvenile delinquency cases. I will tell you that there is a floor amendment to make a technical correction on this bill as well. The bill was filed because too often the victims are not allowed to know who had committed the crime, and may very well be hiring the person who did it, to mow their lawn or their children may be riding on the school bus. The committee asks your support for the important victims' rights legislation.

Amendment adopted.

Senator Peterson offered a floor amendment.

Sen. Peterson, Dist. 11

June 4, 2003

2003-1999s

05/09

Floor Amendment to HB 248

Amend the bill by replacing section 1 with the following:

1 Delinquent Children; Court Sessions; Access to Information; Disclosure to Victim. Amend RSA 169-B:34, III and IV to read as follows:

III.~~[(a)]~~ At any time after the ~~[arrest]~~ ***diversion or arraignment*** of a juvenile ~~[or the service of a juvenile petition]~~, the following information regarding the juvenile ~~[may]~~ ***shall*** be disclosed to the victim, ***and may be disclosed to the victim's immediate family***, upon the ~~[victim's]~~ request ***of the victim or the victim's immediate family***, by a law enforcement agency or the prosecution:

(1) Name.

(2) Age.

(3) Address.

(4) Gender.

(5) Offense charged.

(6) Custody status.

(7) *Adjudicatory status and disposition.*

~~[(b) The information under subparagraph (a) shall not be unreasonably withheld.]~~

IV. It shall be unlawful for a victim ***or any member of the victim's immediate family*** to disclose any confidential information to any person not authorized or entitled to access such confidential information. Any person who knowingly discloses such confidential information shall be guilty of a misdemeanor.

SENATOR PETERSON: Thank you Mr. President. I rise to offer a floor amendment. I will speak to it while it is being handed out, if I may? The floor amendment, Mr. President, clarifies that the victim or their immediate family are able to be notified under this legislation of the identity of the perpetrator of the crime against them. This is important victims rights legislation and this covers the point which the committee meant to convey in the legislation before you. Thank you.

Floor amendment adopted.

Question is on the adoption of the bill as amended.

Adopted.

Ordered to third reading.

HB 296, relative to settlement agreements in medical malpractice suits. Judiciary Committee. Ought to pass, Vote 3-0. Senator Roberge for the committee.

SENATOR ROBERGE: Thank you Mr. President. I move HB 296 ought to pass. House Bill 296 prohibits the enforcement of any portion of a settlement agreement in a medical injury action that would prevent disclosure of relevant information to the appropriate state Medical Licensing Board. It is absolutely wrong to win in a medical malpractice suit and then not have the Licensing Board know that a doctor had caused this injury and was found guilty. This bill would prevent secret settlements that would preclude the victim from disclosing to the Board of Medicine what wrong had occurred. The Judiciary Committee supports this bill and recommends ought to pass.

Adopted.

Ordered to third reading.

HB 298, relative to physical child custody decisions. Judiciary Committee. Inexpedient to legislate, Vote 4-0. Senator Peterson for the committee.

SENATOR PETERSON: Thank you Mr. President. I move HB 298 inexpedient to legislate. House Bill 298 sought to require that the court issue written findings relative to the basis for their decision in child custody cases. Concerns articulated by many parties at the public hearing spoke to the difficulty in having a "one size fits all" approach for every case. There are too many factors such as abuse and neglect that bear weight in these determinations. Therefore, the Judiciary Committee cannot support this legislation as presented and asks your support in voting this bill as inexpedient to legislate. Thank you.

Committee report of inexpedient to legislate is adopted.

Recess.

Out of recess.

HB 299, removing judicial discretion to order a divorced parent to contribute to an adult child's college expenses. Judiciary Committee. Rerefer to committee, Vote 4-0. Senator Clegg for the committee.

TAPE INAUDIBLE

Committee report of rereferred is adopted.

HB 323, relative to the task force on family law. Judiciary Committee. Ought to pass with amendment, Vote 4-0. Senator Clegg for the committee.

Senate Judiciary

May 29, 2003

2003-1878s

05/09

Amendment to HB 323

Amend RSA 2002, 250:3, II as inserted by section 1 of the bill by replacing it with the following:

II. Submit a ~~final~~ **preliminary** report to the senate president, the speaker of the house of representatives, the senate clerk, the house

clerk, the governor, and the state library on or before November 1, 2003, ***and submit a final report on or before November 1, 2004.*** The final report shall outline the findings and recommendations of the task force.

SENATOR CLEGG: Thank you Mr. President. I move HB 323 ought to pass with amendment. House Bill 323 extends the Task Force on Family Law from November 1, 2003 to November 1, 2004. The committee amendment merely required that a preliminary report be issued by November 1, 2003 and the final report by November 1, 2004. The Judiciary Committee asks your support for this bill with amendment. Thank you.

Amendment adopted.

Question is on the adoption of the bill as amended.

Adopted.

Ordered to third reading.

HB 384, relative to financial affidavits in domestic relations cases. Judiciary Committee. Rerefer to committee, Vote 3-0. Senator Peterson for the committee.

SENATOR PETERSON: Thank you Mr. President. Because of the controversy and potential challenges to this bill, the committee asks that it be rereferred. Thank you.

Committee report of rereferred is adopted.

Senator Foster Rule #42 on HB 384.

HB 415, raising the age of the speedy trial requirement from 13 years of age to 16 years of age in sexual assault cases involving minors and relative to the exclusive authority of the state over the regulation of firearms, ammunition, and components thereof. Judiciary Committee. Ought to pass, Vote 4-0. Senator Sapareto for the committee.

SENATOR SAPARETO: Thank you Mr. President. I move HB 415 ought to pass. House Bill 415 raises the age of the speedy trial requirement from 13 to 16 years of age in sexual assault cases involving minors in hopes of limiting the amount of time victims must endure during the trial process. The amendment added in the House deals with the exclusive privilege of the state to regulate firearms and ammunition. The amendment was spurred by towns that had attempted to prohibit firearms in public buildings. New Hampshire is not a home rule state. Therefore, state laws and regulations are applicable to the entire state. Municipalities have only the privileges granted to them by the legislature, and this does not include the right to prohibit carrying firearms. The Judiciary Committee recommends that HB 415 be adopted with technical amendment that will be followed by Senator Foster's proposal. Thank you Mr. President.

Senator Foster offered a floor amendment.

Sen. Foster, Dist. 13

Sen. Clegg, Dist. 14

June 5, 2003

2003-2019s

04/09

Floor Amendment to HB 415

Amend RSA 159:26, I-II as inserted by section 2 of the bill by replacing it with the following:

I. To the extent consistent with federal law, the state of New Hampshire shall have authority and jurisdiction over the sale, purchase, ownership, use, possession, transportation, licensing, permitting, taxation, or other matter pertaining to firearms, firearms components, ammunition, or firearms supplies in the state. Except as otherwise specifically provided by statute, no ordinance or regulation of a political subdivision may regulate the sale, purchase, ownership, use, possession, transportation, licensing, permitting, taxation, or other matter pertaining to firearms, firearms components, ammunition, or firearms supplies in the state. Nothing in this section shall be construed as affecting a political subdivision's right to adopt zoning ordinances for the purpose of regulating firearms businesses in the same manner as other businesses or altering a political subdivision's authority to regulate hunting on its property pursuant to RSA 207:59.

II. Upon the effective date of this section, all municipal ordinances and regulations not authorized under paragraph I relative to the sale, purchase, ownership, use, possession, transportation, licensing, permitting, taxation, or other matter pertaining to firearms, firearm components, ammunition, or firearms supplies shall be null and void.

SENATOR FOSTER: Thank you Mr. President. I rise to offer a floor amendment. I will speak to it while it is being handed out. The legislation as it is proposed as Senator Sapareto said, talks in terms of regulating or having uniform laws throughout the state for carrying firearms into public buildings or otherwise. There was a concern that the committee had, the way the bill came over to us from the House, that it could be construed as prohibiting towns to posting their land "no hunting", land that is owned by municipalities that currently do that, have that right in the legislation as it was drafted, could be construed to have prohibited that. This in lines, actually in line 12, I think, is really where it appears. It makes it clear that the municipalities will continue to have the right to post their lands, "no hunting" which is a situation, obviously, different than carrying a firearm, it is actually using a firearm and for public safety purposes. So I would ask you to support the amendment that Senator Clegg and I have offered.

PARLIMENTARY INQUIRY

SENATOR CLEGG: I am not sure, did we adopt already, the committee amendment?

SENATOR EATON (In the Chair): There was not a committee amendment.

SENATOR CLEGG: Okay, in that case, I am rising in favor of this amendment and hope that everyone can support us. Thank you.

SENATOR PRESCOTT: Thank you Mr. President. I have a question for Senator Foster if I may...I am asking the one lawyer in our Senate. It says in part...on line 3, "to the extent consistent with federal law." Does this say that the federal law will trump what we are doing here?

SENATOR FOSTER: That was the original bill. There is no amendment here, this is what came over to us from the House. Judging by...perhaps Senator Peterson knows the answer to that question or Senator Clegg.

SENATOR CLEGG: To the extent it's consistent with the federal law, I think that there are some federal laws concerning fully automatic weapons, machine guns, that type of thing, that we don't have any control over and we are not trying to take control over it. When it

came out of the House, it said to the extent consistent with federal law. It is my understanding that it means that anything not prohibited by federal law already, but it doesn't take away any of our current state rights.

SENATOR PRESCOTT: Thank you.

Floor amendment adopted.

Question is on the adoption of the bill as amended.

A roll call was requested by Senator Green.

Seconded by Senator Barnes.

SENATOR LARSEN: I wanted to speak to the bill and a roll call has been ordered?

SENATOR EATON (In the Chair): Yes, it has been just requested.

SENATOR LARSEN: I just briefly wanted to say that I believe that New Hampshire's citizens support reasonable gun restrictions, and reasonable access certainly in our constitution, is guaranteed. In the New Hampshire Constitution to firearms; however, I do have concerns with this bill, in that we speak of ourselves as a community of people who recognize that local control is important. This bill will in fact remove that local control and make it purely a state regulation, particularly as it relates to certain items which had been presumed to be locally controlled. I have concerns if I were on city council in Concord, and Concord was experiencing problems with possession of firearms in a city council meeting that is particular heated, Concord would not be allowed to offer an ordinance that would regulate possession within its own city council chambers. We all know that in heated debates, sometimes people do things that you would not expect them to do. I believe that reasonable ordinances should be the prerogative of local control. This takes away local control. I support the amendment, in that at least clarifies a political subdivision's authority to regulate hunting on its property, but I have grave concerns on its...the full bill's effect on the ability of communities to oversee the use, possession, particularly of firearms within their public buildings. That is my concern with the bill. I just rose to speak in that regard. Thank you.

SENATOR EATON (In the Chair): Okay. The question is still on HB 415 ought to pass as amended. A roll call "was" requested and now we will be attentive to the Clerk.

The following Senators voted Yes: Gallus, Johnson, Kenney, Boyce, Below, Green, Flanders, Odell, Roberge, Peterson, O'Hearn, Foster, Clegg, Gatsas, Barnes, Martel, Sapareto, D'Allesandro, Estabrook, Morse, Prescott, Cohen.

The following Senators voted No: Larsen.

Yeas: 22 - Nays: 1

Floor amendment adopted.

Question is on the adoption of the bill as amended.

Adopted.

Ordered to third reading.

HB 447, limiting retroactive child support awards under the uniform act on paternity. Judiciary Committee. Ought to pass, Vote 4-0. Senator Foster for the committee.

SENATOR FOSTER: Thank you Mr. President. **TAPE INAUDIBLE** child support request may only be retroactive to the date of the service of the petition upon the respondent. Under current law, the mother may file for retroactive support back to the date of birth, which could be up to 18 years. It is not fair to mandate a person to pay back child support for years when he likely will not have made any financial plan and may in fact, not have even known he had a child. The court support order could spell financial ruin for the respondent. This bill encourages and rewards the mother who brings an action quickly and protects the other parent, the father, if the action is unreasonably delayed. The Judiciary Committee recommends that HB 447 be adopted. Thank you.

Adopted.

Ordered to third reading.

HB 486, relative to access to child support enforcement records. Judiciary Committee. Ought to pass, Vote 4-0. Senator Foster for the committee.

SENATOR FOSTER: Thank you Mr. President. I move HB 486 ought to pass. This legislation was filed at the request of the Department of Health and Human Services to use when parents are difficult to locate. The federal parent locator coordinator system is used to locate exclusively parents who owe child support. Because of the confidentiality requirements of RSA 169-C, this legislation is required in order to allow HHS to use the federal system for identification and location purposes only. The Judiciary Committee finds that this is an appropriate measure and recommends that HB 486 be adopted. Thank you.

Adopted.

Ordered to third reading.

HB 495, relative to unauthorized access to a wireless computer network. Judiciary Committee. Inexpedient to legislate, Vote 5-0. Senator Foster for the committee.

MOTION TO TABLE

Senator Foster moved to have **HB 495** laid on the table.

Adopted.

LAIID ON THE TABLE

HB 495, relative to unauthorized access to a wireless computer network.

HB 749, relative to the description in a criminal complaint of the party accused. Judiciary Committee. Rerefer to committee, Vote 4-0. Senator Peterson for the committee.

SENATOR PETERSON: Thank you Mr. President. I move that HB 749 be rereferred to committee. This legislation would have allowed fingerprints or DNA profiles to be used in filing a criminal complaint. This would have had the effect of stopping the statute of limitations until such time that a person is identified as a match to the DNA or fingerprint. The Judiciary Committee had concerns with making such a drastic change in possibly, functionally, eliminating the statute of limitations and asks that the bill be rereferred. Thank you Mr. President.

Committee report of rereferred is adopted.

HB 509, relative to access to motor vehicle records. Transportation Committee. Ought to pass with amendment, Vote 3-0. Senator Kenney for the committee.

Senate Transportation
May 29, 2003
2003-1859s
03/01

Amendment to HB 509

Amend the bill by replacing all after the enacting clause with the following:

1 Motor Vehicle Records; Access by Insurance Companies. Amend RSA 260:14, IV(a)(2) to read as follows:

(2) Insurance companies authorized to write automobile *and personal excess liability* insurance policies ~~in this state~~, or by self-insured entities, or their authorized agents, for use in connection with claims investigation activities, anti-fraud activities, rating, or underwriting.

2 Motor Vehicle Records; Access by Life Insurance Companies. Amend RSA 260:14, V(a)(10) to read as follows:

(10) For use by life insurance companies authorized to write life insurance policies ~~in this state~~, or their authorized agents, on a case-by-case basis, ~~[and upon representation by the company or authorized agent, on a form satisfactory to the department, that the named person's written consent to the release of the record has been obtained and that the record will be used solely]~~ in connection with claims investigation, rating, and underwriting.

3 Effective Date. This act shall take effect upon its passage.

2003-1859s

AMENDED ANALYSIS

This bill gives personal excess liability insurance companies the same access to motor vehicle records that is given to automobile insurance companies. This bill also modifies other provisions relating to the release of motor vehicle records.

SENATOR KENNEY: Thank you Mr. President. I move HB 509 ought to pass with amendment. The bill gives personal excess liability insurance companies the same access to motor vehicle records that is currently given to auto insurance companies. It also modifies another section of RSA 260:14 by removing the provision that requires life insurance companies to obtain an individual's written consent before they go to the Department of Safety for motor vehicle records. Access to motor vehicle records is no longer just important to auto insurance providers, they are also particularly important to those companies that provide umbrella policies for auto, life, and health insurance. A prime example of why this is critical, it is when you think that the number one cause of death among individuals between the ages of 18-35 is a car accident. Auto accidents and motor vehicle records have a direct correlation to the untimely deaths and injury of individuals in that age bracket. With access to motor vehicle records, these insurance companies providing umbrella coverage will be better able to accurately underwrite insurance policies. The Transportation Committee recommends HB 509 ought to pass as amended and asks for your support. Thank you Mr. President.

Amendment adopted.

Question is on the adoption of the bill as amended.

Adopted.

Ordered to third reading.

HB 107, relative to bingo. Ways and Means Committee. Rerefer to committee, Vote 5-0. Senator D'Allesandro for the committee.

SENATOR D'ALLESANDRO: Thank you Mr. President. I move rerefer on HB 107 which seeks to clarify the definition of a charitable organization. The committee would like the opportunity to receive additional information before revisiting this issue next session, and unanimously recommends rerefer. Thank you Mr. President.

Committee report of rereferred is adopted.

HB 108, relative to the adoption of an optional veterans' property tax credit. Ways and Means Committee. Rerefer to committee, Vote 5-0. Senator Odell for the committee.

SENATOR ODELL: Thank you Mr. President. The committee recommends rerefer on HB 108 which would allow cities and towns to increase the optional Veteran's Property Tax Credit from \$51 to \$500. Following the Senate's Ways and Means Committee's recommendation, the language in HB 108 was incorporated into SB 45 along with other similar property tax and exemption legislation. Although SB 45 as amended out of the House today, the Senate Ways and Means Committee recommends rerefer on HB 108 in order to correct any unintended oversight as a result of the merger. Thank you Mr. President.

Committee report of rereferred is adopted.

HB 173, making technical corrections relative to the exception from the meals and rooms tax for gratuities. Ways and Means Committee. Ought to pass with amendment, Vote 5-0. Senator Clegg for the committee.

Senate Ways and Means

May 28, 2003

2003-1845s

09/01

Amendment to HB 173

Amend RSA 78-A:6-a, II as inserted by section 1 of the bill by replacing it with the following:

II. Gratuity charges added to the charge for a taxable meal or taxable room shall not be taxed under this chapter if:

(a) The gratuity is not used by the operator in lieu of the tipped employee minimum wage requirements of RSA 279:21, or as a pool from which bonuses are paid to managerial personnel;

(b) The gratuity is paid to the service personnel providing the service for which the gratuity is charged;

(c) The amount of the gratuity does not exceed 18 percent of the charge for the taxable meal and/or rent imposed on each occupancy;

(d) The gratuity exceeds the percentage specified in subparagraph (c) and the amount is not separately stated, the exception from tax shall be limited to the percentage enumerated and the additional gratuity shall be subject to tax; and

(e) The payroll or other business records of the operator substantiate the distribution of the gratuity to the service employees as a payment that does not supplement wages or is not in lieu of wages.

Amend the bill by inserting after section 1 the following and renumbering the original section 2 to read as 3:

2 Collection of Tax. Amend RSA 78-A:7, I to read as follows:

I.(a) The operator shall either state the amount of the tax to each occupant, purchaser of a meal, or renter, or state that the tax is included

in the price of the occupancy, meal, or gross rental receipts received. *If the amount of the gratuity is not separately stated, the purchaser's or occupant's contract or receipt shall include the following language:*

"The 8 percent tax on meals and rooms is included for the costs of meals and lodging only."

(b) The operator shall demand and collect the tax from the occupant, purchaser, or renter. The occupant, purchaser, or renter shall pay the tax to the operator. If the tax is included in the price of the meal, occupancy, or gross rental receipts received, upon request the operator shall state to the purchaser, occupant, or renter the amount of the tax.

SENATOR CLEGG: Thank you Mr. President. I move ought to pass with amendment on HB 173. Under current law, if a gratuity is not separately stated, it is taxable under rooms and meals tax. House Bill 173 authorizes gratuity not separately stated, to be tax exempt up to 18 percent as long as the gratuity meets existing requirements. The committee added language to the bill requiring operators to notify customers that an eight percent tax on meals and lodging portion of their bill is excluded when the gratuity is not separately stated. The committee unanimously recommends ought to pass with amendment. Thank you.

Amendment adopted.

Question is on the adoption of the bill as amended.

Adopted.

Ordered to third reading.

HB 261, relative to lucky 7 licenses. Ways and Means Committee. Ought to pass with amendment, Vote 5-0. Senator Boyce for the committee.

Senate Ways and Means

May 28, 2003

2003-1855s

08/09

Amendment to HB 261

Amend the bill by inserting after section 3 the following and renumbering the original section 4 to read as 5:

4 New Section; Payment to Distributor. Amend RSA 287-E by inserting after section 23 the following new section:

287-E:23-a Payment to Distributor. Licensees shall pay for purchased tickets no later than 30 days after delivery.

2003-1855s

AMENDED ANALYSIS

This bill allows the sweepstakes commission to issue lucky 7 licenses for up to one year.

This bill also requires payment of purchased tickets with 30 days of delivery.

SENATOR BOYCE: Thank you Mr. President. I will now ask for the ought to pass with amendment to HB 261, which will allow lucky seven licensees to receive a license for up to 12 months at a time. Campgrounds that offer lucky seven in the summer time, for example, could obtain a license for as few months as they are in business, while groups that offer lucky sevens year round, can obtain one license for an entire year. The committee amended the bill to require licensees to pay

for lucky seven tickets, no later than 30 days after their delivery. The committee recommends ought to pass with amendment. Thank you Mr. President.

Amendment adopted.

Question is on the adoption of the bill as amended.

Adopted.

Ordered to third reading.

HB 262, relative to operators of bingo and games of chance. Ways and Means Committee. Ought to pass with amendment, Vote 5-0. Senator Boyce for the committee.

Senate Ways and Means

May 28, 2003

2003-1857s

08/09

Amendment to HB 262

Amend the bill by replacing all after the enacting clause with the following:

1 Operation of Games of Chance. Amend RSA 287-D:2-a, V(c) to read as follows:

(c) That neither the applicant nor any member of the charitable organization who will be participating in the operation of the games of chance has been convicted of ~~[any crime]~~ **a felony or class A misdemeanor within the previous 10 years which has not been annulled by a court, or a class B misdemeanor within the past 5 years which has not been annulled by a court**, or has violated the statutes or rules governing charitable gambling.

2 Operation of Games of Chance. RSA 287-D:2-b, VI is amended to read as follows:

VI. No person who has been convicted of ~~[any criminal offense]~~ **a felony or class A misdemeanor within the previous 10 years which has not been annulled by a court, or a class B misdemeanor within the past 5 years which has not been annulled by a court**, or who has violated any of the statutes or rules governing charitable gambling in the past in this or any other state shall operate a game of chance licensed under this chapter, or rent, lease, sublease, or otherwise provide any hall or game of chance paraphernalia for the conduct of games of chance licensed under this chapter.

3 License Applications. Amend RSA 287-E:5, V (c) to read as follows:

(c) That neither the applicant nor any member of the charitable organization who will be participating in the operation of the bingo games **and sale of lucky 7 tickets** has been convicted of ~~[any crime]~~ **a felony or class A misdemeanor within the previous 10 years which has not been annulled by a court, or a class B misdemeanor within the past 5 years which has not been annulled by a court**, or has violated the statutes or rules governing charitable gambling.

4 Operation of Bingo Games and Sale of Lucky 7. Amend RSA 287-E:7, VI to read as follows:

VI. No person who has been convicted of ~~[any criminal offense]~~ **a felony or class A misdemeanor within the previous 10 years which has not been annulled by a court, or a class B misdemeanor within the past 5 years which has not been annulled by a court**, or who has violated any of the statutes or rules governing charitable gambling in the past in this or any other state shall operate a bingo

game *or participate in the sale of lucky 7 tickets* licensed under this chapter, or rent, lease, sublease, or otherwise provide any hall or bingo paraphernalia for the conduct of bingo licensed under this chapter.

5 Effective Date. This act shall take effect upon its passage.

SENATOR BOYCE: Thank you Mr. President. I move ought to pass with amendment on HB 262 which establishes certain penalties for people involved in the operation of games of chance if they have committed a crime. The bill prevents people from participating and operation of bingo and other games of chance if they have committed a felony or a class A misdemeanor within the previous ten years or a class B misdemeanor in the past five years. The committee amended the bill to make it effective...to make the affected statutes uniform and unanimously recommends ought to pass with amendment. Thank you Mr. President.

Amendment adopted.

Question is on the adoption of the bill as amended.

Adopted.

Ordered to third reading.

HB 424, relative to a net asset qualification for the elderly property tax exemption, and clarifying certain references in property tax exemptions. Ways and Means Committee. Inexpedient to legislate, Vote 5-0. Senator Gallus for the committee.

MOTION TO TABLE

Senator Gallus moved to have **HB 424** laid on the table.

Adopted.

LAID ON THE TABLE

HB 424, relative to a net asset qualification for the elderly property tax exemption, and clarifying certain references in property tax exemptions.

HB 455, relative to residency requirements for disabled persons applying for a tax deferral of property taxes. Ways and Means Committee. Inexpedient to legislate, Vote 5-0. Senator Odell for the committee.

MOTION TO TABLE

Senator Odell moved to have **HB 455** laid on the table.

Adopted.

LAID ON THE TABLE

HB 455, relative to residency requirements for disabled persons applying for a tax deferral of property taxes.

HB 466, relative to the adoption procedure for property tax exemptions and credits. Ways and Means Committee. Inexpedient to legislate, Vote 5-0. Senator Odell for the committee.

MOTION TO TABLE

Senator Odell moved to have **HB 466** laid on the table.

Adopted.

LAID ON THE TABLE

HB 466, relative to the adoption procedure for property tax exemptions and credits.

HB 467, allowing towns or cities to increase the property tax credit for service-connected total disability, and relative to the date for filing for exemptions and tax credits. Ways and Means Committee. Inexpedient to legislate, Vote 5-0. Senator Gallus for the committee.

MOTION TO TABLE

Senator Gallus moved to have **HB 467** laid on the table.

Adopted.

LAIID ON THE TABLE

HB 467, allowing towns or cities to increase the property tax credit for service-connected total disability, and relative to the date for filing for exemptions and tax credits.

HB 558, relative to financial reports on bingo and lucky 7 operations. Ways and Means Committee. Ought to pass with amendment, Vote 5-0. Senator Clegg for the committee.

Senate Ways and Means

May 28, 2003

2003-1856s

08/09

Amendment to HB 558

Amend the bill by replacing section 2 with the following:

2 New Subparagraph; Lucky 7; Financial Reports; Consultant Information. Amend RSA 287 E:24, III by inserting after subparagraph (d) the following new subparagraph:

(e) The name and address of, and the fee paid to, any person or business entity who provided consulting, accounting, management, or other similar services to the organization for the operation of lucky 7.

SENATOR CLEGG: Thank you Mr. President. I move ought to pass with amendment on HB 558. The bill requires charitable organizations that conduct bingo and lucky sevens to report name, address and fee paid to any person or business entity who provided consulting, management, or similar services to the organization. The committee amended the bill to clarify that the fees paid to consultants are required in the report. As written, bingo operations were inadvertently left out of the amended legislation. In order to add "bingo" back in, the committee recommends ought to pass with amendment and Senator D'Allesandro will come forward with a floor amendment to correct the oversight. Thank you Mr. President.

Amendment adopted.

Sen. D'Allesandro, Dist 20

June 5, 2003

2003-2009s

08/01

Floor Amendment to HB 558

Amend the bill by replacing sections 1 and 2 with the following:

1 New Subparagraph; Bingo; Financial Reports; Consultant Information. Amend RSA 287-E:9, III by inserting after subparagraph (e) the following new subparagraph:

(f) The name and address of, and the fee paid to, any person, or business entity, who provided consulting, accounting, management, or other similar services to the organization for the operation of bingo.

2 New Subparagraph; Lucky 7; Financial Reports; Consultant Information. Amend RSA 287-E:24, III by inserting after subparagraph (d) the following new subparagraph:

(e) The name and address of, and the fee paid to, any person, or business entity, who provided consulting, accounting, management, or other similar services to the organization for the operation of lucky 7.

SENATOR D'ALLESANDRO: Thank you Mr. President. I rise to offer a floor amendment. The first paragraph is the new section, because in preparing the amendment, what we left out was the "operation of bingo." We wanted a report on both bingo and the operation of lucky seven. That was left out of the first piece. So it is a very simple correction. It is something that we are all aware of in committee. We voted for this in committee, but inadvertently, it was left out of the first amendment. I hope that you will pass the floor amendment 2009. Thank you Mr. President.

Floor amendment adopted.

Question is on the adoption of the bill as amended.

Adopted.

Ordered to third reading.

HB 752, relative to the distribution of business tax revenues to the education trust fund. Ways and Means Committee. Inexpedient to legislate, Vote 5-0. Senator Boyce for the committee.

SENATOR BOYCE: Thank you Mr. President. I move inexpedient to legislate on HB 752, which is the unanimous vote of the committee. Thank you Mr. President.

Committee report of inexpedient to legislate is adopted.

HB 748, making changes to the laws governing off highway recreational vehicles and the multi-use state-wide trail system. Wildlife and Recreation Committee. Ought to pass with amendment, Vote 4-0. Senator Sapareto for the committee.

Wildlife and Recreation

May 28, 2003

2003-1858s

10/01

Amendment to HB 748

Amend the title of the bill by replacing it with the following:

AN ACT making changes to the laws governing off highway recreational vehicles and the multi-use statewide trail system and allowing the department of safety to suspend or revoke a motor vehicle drivers' license for causing certain serious damage to property.

Amend the bill by replacing section 4 with the following:

4 Registration Fees; Department of Resources and Economic Development Funds; Land Purchase Account Amend RSA 215-A:23, VII(c) to read as follows:

(c) Land purchases, easements, [and] rights-of-way, **and new construction of trails**. A separate account shall be established into which \$2 of each resident trail bike and other OHRV registration fee appropriated for administration of the bureau under RSA 215-A:23, I(b) and \$2 of each nonresident trail bike and other OHRV registration fee appropri-

prorated for administration of the bureau under RSA 215-A:23, III(b) shall be deposited to be used only for land purchases, easements, ~~and~~ rights-of-way ~~for~~, **and direct costs attributed to the physical construction of ATV or trail bike [trail and facility development] trails.**

Amend the bill by replacing all after section 14 with the following:

15 New Paragraph; Definition Added; Youth Model Trail Bike. Amend RSA 215-A:1 by inserting after paragraph XIX the following new paragraph:

XX. "Youth model trail bike" means a trail bike that is equipped with an internal combustion engine with a maximum piston displacement of 95 cubic centimeters.

16 New Paragraph; Registration; Youth Model Trail Bike. Amend RSA 215-A:21 by inserting after paragraph II-b the following new paragraph:

II-c. Notwithstanding RSA 215-A:21, II, no registration shall be required for a youth model trail bike when the operator is under 12 years of age and accompanied by a person 18 years of age or older who holds a valid license to operate an OHRV.

17 Department of Safety; Authority to Suspend or Revoke Motor Vehicle License; Punctuation Changed. Amend RSA 263:56, I(g) and (h) to read as follows:

(g) Has by reckless or unlawful operation of motor vehicle caused or materially contributed to an accident resulting in death or injury to any other person or serious property damage; ~~or~~

(h) Is a hazard to the public safety as evidenced by proper evidence or information received from a law enforcement agency of misconduct or misuse or abuse of driving privileges[-]; **or**

18 New Subparagraph; Department of Safety; Authority to Suspend or Revoke Motor Vehicle License. Amend RSA 263:56, I by inserting after subparagraph (h) the following new subparagraph:

(i) Has by reckless disregard or unlawful operation of a motor vehicle caused or materially contributed to serious damage to public or private property.

19 Repeal. RSA 215-A:19, VIII, relative to the refund of OHRV fines after completing a training program, is repealed.

20 Effective Date. This act shall take effect July 1, 2003.

2003-1858s

AMENDED ANALYSIS

This bill makes various changes to the laws governing off highway recreational vehicles and the statewide trail system.

The bill also allows the department of safety to suspend or revoke a motor vehicle drivers' license for reckless or illegal operation which causes certain serious damage to property.

SENATOR SAPARETO: Thank you Mr. President. I move that HB 748 ought to pass as amended. This bill makes various changes to the laws governing OHRV's (Off Highway Recreational Vehicles) and the statewide trail system. While HB 748 has accomplished a number of changes, for the sake of time, I will run through just a few of the most significant. For example, beginning July 1st of this year, all minors under the age of 14 will be required to be accompanied by an adult when operating an OHRV. Once a minor turns 14, they are only eligible to ride alone if they have successfully completed an OHRV education and training course approved by the Department of Fish and Game. In efforts to address the noise created by OHRV's, HB 748 reduces the acceptable sound levels

for ATV's from 99 to 96 decibels and encourages towns to adopt noise ordinances. Now this bill was actually a compromise worked out through and supported by, the Bureau of Trails as well as the Granite State ATV Association. This was done from a study committee that was done off of 717 in the year 2001, so it is a compromise that both sides have been able to agree to, and hope that you would support the committee amendment. We also have a further amendment to follow. We hope that you support the committee recommendation of ought to pass with amendment.

Amendment adopted.

Senator Sapareto offered a floor amendment.

Sen. Sapareto, Dist 19

June 3, 2003

2003-1971s

10/01

Floor Amendment to HB 748

Amend the bill by deleting section 4 and renumbering the original sections 5-20 to read as 4-19, respectively.

SENATOR SAPARETO: Thank you Mr. President. I rise to offer a floor amendment. **TAPE INAUDIBLE**

Floor amendment adopted.

Question is on the adoption of the bill as amended.

Adopted.

Ordered to third reading.

MOTION TO REMOVE FROM THE TABLE

Senator Roberge moved to have **HB 461**, establishing a commission to study financial exploitation of the elderly and persons with disabilities, removed from the table.

Adopted.

HB 461, establishing a commission to study financial exploitation of the elderly and persons with disabilities.

Question is on the committee report of ought to pass.

SENATOR ROBERGE: Thank you Mr. President. I move HB 461 ought to pass. The original bill creates a study commission to look into the financial exploitation of the elderly and persons with disabilities. This form of financial exploitation is largely unseen and unexamined. Often the exploiter is a family member, trusted person, or guardian who provides assistance while he or she spends the individual's resources. In other cases, the exploiter is a home contractor or charity playing on an elder's confusion or sense of guilt. Unfortunately, many victims are reluctant to admit they are being taken advantage of out of fear or embarrassment that their family members will think they are incompetent to care for themselves. By the time the financial exploitation has been reported, it's often too late to recover any money. Time is always on the side of the perpetrator. The longer it takes to identify and investigate crimes, the more money the victim loses. As our nation makes medical advances and more people are living into their eighties and nineties, the opportunity for financial exploitation of the elderly and persons with disabilities, has the potential to increase significantly. In the next de-

cade alone, the number of people aged 60 and over will be doubling. Now is the time to look into this issue and strongly consider strengthening our laws to increase regulation and protection of New Hampshire's most vulnerable constituents, the elderly and persons with disabilities. Now the reason we tabled it was that we originally thought that because we have so many study committees, that we put this particular issue into a committee that was already in place. It was the Joint Legislative Committee on Elderly Affairs. Upon thinking it through a little bit more carefully, we thought that the committee that was called for in this bill, 461, was more appropriate to deal with the issue and so we would like to pass HB 461 as it was originally passed to us from the House.

Senator Roberge offered a floor amendment.

Sen. Roberge, Dist. 9

June 5, 2003
2003-2024s
01/05

Floor Amendment to HB 461

Amend subparagraph I(b) of section 3 of the bill by replacing it with the following:

(b) One member of the senate, appointed by the president of the senate.

SENATOR ROBERGE: The only amendment that we would like to change is the bill calls for three Senators and we would like to make that one Senator. I am under the impression that Senator Martel has agreed to volunteer to be the one Senator.

SENATOR MARTEL: Absolutely.

SENATOR EATON (In the Chair): Thank you Senator Martel.

SENATOR MARTEL: You are welcome.

Floor amendment adopted.

Question is on the adoption of the bill as amended.

Adopted.

Ordered to third reading.

MOTION TO REMOVE FROM THE TABLE

Senator O'Hearn moved to have **HB 336-L**, relative to the development and adoption of the school administrative unit budget, removed from the table.

Adopted.

HB 336-L, relative to the development and adoption of the school administrative unit budget.

Question is on the adoption of the bill as amended.

SENATOR O'HEARN: I move HB 336 ought to pass with amendment. This legislation gives multi-town districts the option of voting on the SAU budget. The current system has been a source of frustration for multi-town districts because they have not been able to voice their opinions on the budget. This will allow more responsible town SAU budgets and it will also allow voters to vote on the school budget in its entirety. The Education Committee asks for your support for the motion of ought to pass with amendment. Thank you.

SENATOR BARNES: Thank you Mr. President. Senator O'Hearn, why did you table this?

SENATOR O'HEARN: We tabled this because there was some playing with some of our bills, and one of the amendments that we had killed was reintroduced on the accountability bill.

SENATOR BARNES: So we are clean now?

SENATOR O'HEARN: We are all set.

SENATOR BARNES: Okay. Thank you.

Question is on the adoption of the bill as amended.

Adopted.

Ordered to third reading.

MOTION TO REMOVE FROM THE TABLE

Senator Martel moved to have **HB 709-FN**, relative to nursing homes in receivership, removed from the table.

Adopted.

HB 709-FN, relative to nursing homes in receivership.

The question is on the adoption of floor amendment (#1849).

SENATOR MARTEL: We were asked to put this on the table so that people could review, since last week. It has been reviewed and what we have for information is that there is no problem with the amendment, and people are ready to vote on it now. So I will let them review it again, when they get it here. Some of the points that are on there...there was just five major points that had been amended in the previous bill. They were minor corrections, they were not major corrections, Mr. President. If there aren't any questions, Mr. President, I will make the motion. It is an excellent bill. I urge people to pass it please. Thank you.

SENATOR D'ALLESANDRO: Thank you Mr. President. One of the concerns that was voiced was the ability of our court to handle this and to move the receivership and has there been a...I guess that I will ask Senator Martel, has that been clarified so that you feel comfortable that we can handle this without any problem?

SENATOR MARTEL: What I was told by the ombudsmen, the sponsor of the bill as well as the department. They said that they had discussed this with the probate court, and that there was no issue with probate court. That they would just set the ramp up in a different way. It appears to be able to handle it.

SENATOR D'ALLESANDRO: It is just out of the realm of what probate courts usually do. So it is a completely different activity that we are giving to the court. If you say that they say they accept it, that is okay with me.

SENATOR LARSEN: I asked for this bill to be tabled so that we could in fact review it. I spoke with Carol Stamatakis who is the legal coordinator for the Department of Health and Human Services. She spoke with me in terms of having worked through this bill as a compromise with the New Hampshire Healthcare Association. The bill, in fact, does establish a legal process under the jurisdiction of the probate court, for the court to appoint a receiver, but what the critical point comes down to is,

and it is modeled after a Massachusetts statute, but receivership is described as an extraordinary remedy and a last resort. But what they are really focusing on is what happens when you have that kind of a disastrous result, when a nursing home has to close, and the danger of having 100 or more people having their nursing home close. Apparently there was such an emergency that happened to a small residential care facility, not long ago. They had to relocate the residents there. They didn't have medical history. They found...they had to find alternative placements, and that was only with three residents. So this bill, my understanding is to deal with those kinds of drastic, last resort cases, when you need to have another alternative for dealing with nursing homes that are in emergency situations. So I believe from my review that this is in fact a good amendment and one which has the agreement of parties involved. I would suggest that we pass it and protect those who might in fact, see harm if we don't do that.

SENATOR PETERSON: **TAPE INAUDIBLE** special requirement that we suspend rules to pass it?

SENATOR EATON (In the Chair): This is not considered an FN-bill.

SENATOR PETERSON: Thank you.

SENATOR LARSEN: **TAPE INAUDIBLE** the probate court has...Judge Maher has indicated that the probate court is well equipped to deal with these types of cases as is currently dealt with mergers, dissolutions, and receiverships with charitable organizations, so the concern of the probate court has been answered in a letter. So presumably, hopefully, we won't see these kinds of situations, but we will have a process if such an occurrence happens.

Floor amendment adopted.

Question is on the adoption of the bill as amended.

Adopted.

Ordered to third reading.

MOTION TO REMOVE FROM THE TABLE

Senator Prescott moved to have **HB 79**, relative to the regulation of the installation and servicing of fire suppression systems, removed from the table.

Adopted.

HB 79, relative to the regulation of the installation and servicing of fire suppression systems.

Question is on the committee report of rereferred.

SENATOR PRESCOTT: Mr. President, I would move that this bill...that we vote down the committee amendment...the committee motion to rerefer so that I could bring forward the amendment. How would I do that? Just ask them to say no to rerefer?

SENATOR EATON (In the Chair): You sounded good the first time.

Question is on the committee report of rereferred.

Motion failed.

Senator Prescott offered a floor amendment.

Sen. Prescott, Dist. 23

June 4, 2003
2003-1992s
10/01

Floor Amendment to HB 79

Amend the title of the bill by replacing it with the following:

AN ACT relative to the regulation of water treatment equipment installers by the plumber's board.

Amend the bill by replacing all after the enacting clause with the following:

1 New Paragraphs; Plumber's Board; Water Treatment System Installers. Amend RSA 329-A:2 by inserting after paragraph V the following new paragraphs:

VI. "Water treatment system" means any apparatus for treating or processing water to modify, enhance, or improve its quality or to meet a specific water quality need, desire, or standard, and the pipes, fittings, and other components servicing such apparatus.

VII. "Water treatment technician" means any person who installs, maintains, or repairs water treatment systems.

VIII. "Water treatment trainee" means any person who is engaged in learning about and assisting in installing, maintaining, or repairing water treatment systems under the direct supervision of a person licensed under this chapter .

2 Board; Membership. Amend RSA 329-A:3, I to read as follows:

I. There shall be a state board for the licensing and regulation of plumbers consisting of [5] 7 members: 2 master plumbers, one journeyman plumber, *one water treatment technician who is neither a master plumber nor a journeyman plumber*, and [2] 3 public members, each to be appointed by the governor, with the approval of the council, to a term of 5 years. No member of the board shall be appointed to more than 2 consecutive terms. A member of the board shall serve as the board secretary.

3 Fees. Amend RSA 329-A:5-a to read as follows:

329-A:5-a Fees. The board shall establish fees for examination of applicants, for licensure and for renewal of licensure to practice under this chapter, and for transcribing and transferring records and other services. The fees established by the board shall be sufficient to produce estimated revenues equal to 125 percent of the direct operating expenses of the board for the previous fiscal year. *The fee for the annual renewal of licenses issued to persons or business entities licensed as water treatment technicians shall not be more than the fee for the annual renewal of licenses issued to journeyman plumbers.*

4 Examinations and Licenses. Amend RSA 329-A:7 to read as follows:

329-A:7 Examinations; Licenses. The board shall have authority to examine and license master plumbers, ~~and~~ journeyman plumbers, *and water treatment technicians*. When issued, such license shall be valid throughout the state, and the licensee shall be entitled to perform the work of a master ~~or~~ *plumber*; journeyman plumber, *or water treatment technician*, as the case may be, anywhere within the state without any payment or additional fee. Each applicant for a license shall present to the secretary of the board on a blank furnished by the board a written application for license, containing such information as the board may require, accompanied by the required fee. Such examinations shall be held at such times and places as the board shall determine. The scope

of such examinations and the methods of procedure shall be prescribed by the board, *provided that the scope of examination of water treatment technicians shall be limited to the configuration and installation of water treatment systems and the provisions of this chapter and the rules adopted by the board that relate to water treatment systems.*

5 Licenses; Master Plumbers. Amend RSA 329-A:8 to read as follows:

329-A:8 Licenses; Master Plumbers. Any person who, having held a journeyman plumber's license for at least 6 months, shall, upon the payment of a fee established by the board, be entitled to an examination and, if found qualified by a majority of the board members, be licensed as a master plumber. A license issued under this section shall be publicly displayed at the licensee's principal place of business for as long as such business continues. Any person refused a license may be reexamined ~~[at any subsequent meeting of the board within one year of the time of the refusal without additional fee and thereafter may be examined]~~ as often as ~~[he]~~ **such person** may desire upon payment of a fee established by the board.

6 Licenses; Journeyman Plumbers. Amend RSA 329-A:9 to read as follows:

329-A:9 Licenses; Journeyman Plumbers. Any person who, having successfully completed his *or her* apprenticeship in plumbing, has received an official completion certificate from the organization conducting the program shall, upon payment of a fee established by the board, be entitled to examination and, if found qualified by a majority of the board members, be licensed as a journeyman plumber. A license issued under this section shall be carried on the person licensed and displayed at any time upon request. Any journeyman plumber refused a license may be reexamined ~~[at any subsequent meeting of the board within one year of the time of the refusal without additional fee and thereafter may be examined]~~ as often as he *or she* may desire upon payment of a fee established by the board.

7 New Section; Examinations; Water Treatment Technicians. Amend RSA 329-A by inserting after section 9 the following new section:

329-A:9-a Licenses; Water Treatment Technicians. Any person who has acted as a water treatment trainee for a period of not less than one year shall, upon payment of a fee established by the board, be entitled to examination and, upon achieving the passing score on the examination, be licensed as a water treatment technician. A license issued under this section shall be carried on the person licensed and displayed at any time upon request. Any person failing to achieve the passing score on the examination may be examined as often as he or she may desire upon payment of a fee established by the board. The scope of such examination and the methods of procedure shall be prescribed by the board, provided, however, that the scope of the examination of water treatment technicians shall be limited to the configuration and installation of water treatment systems and the provisions of this chapter and the rules adopted by the board that relate to water treatment systems.

8 New Paragraphs; Licenses Without Examination. Amend RSA 329-A:10 by inserting after paragraph III the following new paragraphs:

IV. A corporation, partnership, limited liability company, or other business entity that installs, maintains or repairs water treatment systems, provided the entity designates one employee licensed under this chapter who is responsible for the entity's compliance with this chapter and the rules adopted by the board. Within 30 days after termination of employment of such employee by such entity, he or she shall give notice thereof to the board and, if no other employee licensed under this

chapter, the entity shall not act as a water treatment technician until some other employee has obtained a license. Notwithstanding any other provision of this chapter, the board shall not require a fee for an entity that installs, maintains or repairs water treatment systems where the person licensed under this chapter is the sole owner of the entity.

V. A person for an identification card as a water treatment trainee.

9 Water Treatment Technician License; Renewal. Amend RSA 329-A:11 to read as follows:

329-A:11 Expiration and Renewal. Notwithstanding any outstanding license to the contrary, all licenses issued by the board shall expire on the last day of the month of the licensee's birth, but may be renewed during the following month, retroactive to the first day of the month. The fee for renewal of all licenses issued under this chapter shall be established by the board. Upon failure to pay the renewal fee within the required period, a licensee may renew his license by submitting the required fee plus \$10 before the last day of the second month following the month of his birth. Any application received thereafter shall be rejected, unless accompanied by proof of successful completion of the examination required under RSA 329-A:7. ***A water treatment technician shall attend one seminar of at least 2 hours duration before his or her license is renewed***

10 Exceptions. Amend RSA 329-A:13, V to read as follows:

V. To persons engaged in the installation of any heating, cooling, air conditioning or domestic water heating systems, whether solar, oil, gas or electric, and persons engaged in the installation and servicing of [~~water softeners or~~] swimming pools.

11 New Paragraph; Penalties. Amend RSA 329-A:18 by inserting after paragraph I the following new paragraph:

I-a. Any person, corporation, partnership, limited liability company or other legal entity that installs, maintains or repairs water treatment systems without first having obtained a license issued under this chapter or which employs a person who installs, maintains or repairs water treatment systems who has no such license, unless he or she is an apprentice or water treatment trainee, or procures any license wrongfully or by fraud, shall be guilty of a violation.

12 Transition. Notwithstanding RSA 329-A:9-a, no person shall be required to take an examination to obtain licensure as a water treatment technician under RSA 329-A if prior to January 1, 2005 such person files with the state board for the licensing and regulation of plumbers a statement sworn or affirmed before a notary or other person authorized to administer oaths that he or she has been engaged in the installation, maintenance, or repair of water treatment systems. Any person who files such a statement with the state board for the licensing and regulation of plumbers shall be deemed qualified to be licensed as a water treatment technician unless, after a public hearing, the board finds the person's knowledge and understanding of, and experience with the configuration and installation of water treatment systems are questionable enough to require examination as required under RSA 329-A:9-a. Such person shall be entitled to retain his or her license as a water treatment technician unless and until he or she fails to achieve a passing score on the examination for water treatment technicians. Notwithstanding RSA 329-A, no fee shall be charged nor shall continuing education be required for the annual renewal of the license granted to a water treatment system technician if under RSA 329-A:11 such license expires on or before September 30, 2004.

13 New Paragraph; Exceptions. Amend RSA 329-A:13 by inserting after paragraph VI the following new paragraph:

VII. To employees of public drinking water systems and public water system operators certified by the department of environmental services for drinking water treatment.

14 Effective Date.

I. Section 2 of this act shall take effect upon its passage.

II. The remainder of this act shall take effect January 1, 2004.

2003-1992s

AMENDED ANALYSIS

This bill regulates water treatment equipment installers by the plumber's board.

SENATOR PRESCOTT: This is...I would like to present a floor amendment. Senate Bill 148 is this amendment. It replaces HB 79 in its entirety. Senate Bill 148 received an ought to pass motion out of committee in the House. It went to the floor on the Consent Calendar. I would like to have this amendment passed so that it can go to a Committee of Conference to see if a second try through the House of Representatives works. What had happened was, someone stood up and said, "we do not need licensing of water treatment dealers." I disagree and I believe that the Senate disagrees. The way that it is now, with licensing of water treatment dealers is, there is none. All there is an exemption to the plumbing code. So we have licensing being done for well drillers. We have licensing done for water pump installers. We have licensing done for plumbers, then an exemption for water treatment dealers that can come in after the fact, and not have any responsibility to do a professional job based upon a liability of losing their license. They may do a good job because they are good citizens of New Hampshire, however, they themselves, came to me and said, "we would like to be licensed because there are some that shouldn't be exempted if they are not doing a good job and there is nothing that we can do about it because there is a straight exemption in the plumbing code" that says, if you want to install a water softener, go right ahead. You can be anyone to do that. You do not have to be qualified. It is just an exemption. So the water treatment industry came to us and said, to eliminate some of the problems that we have, we would like to be licensed, so that we can do training and we can also eliminate those that aren't doing a good job in the industry. A water treatment dealer came to me and said, "we have two problems. One, the Plumbing board calls me and says I am a water treatment dealer, you are doing a bad job." That is what the Plumbing Board says. The water treatment dealers says, "I am? I would like to know how to do a good job?" The Plumbing Board says, "well you are not a plumber so we can't tell you how to do a good job." That is one problem. Then if the water treatment dealer says, "I am doing a bad job, I don't care." The Plumbing Board can't do anything about it in that instance. So there is no teeth to saying you are doing a bad job and you had better do it better or we are going to do something about it. They can't say anything. Then if the water treatment dealer says "I want to do a better job, can you teach me?" The Plumbing Board says no, all that we take care of is plumbers. So what we have done is made a limited license for water treatment dealers under the jurisdiction of the Plumbing Board and hopefully they can protect the public health when it comes to installation of water treatment equipment. I hope that I made myself explicitly clear and let's move on. Thank you very much.

SENATOR PETERSON: The company, which has grown like topsy in our area, that now is the largest installer of fire suppression systems, contacted me with some concern about this original bill. I wanted Senator Prescott to be aware of that. This industry, with the passage of regulations in many towns is booming in our state. They do worry as an association about being able to get people online to do the job, who are qualified in terms of their aptitudes in this area and previous qualifications, but who had not been through a certification process or a licensing process or so forth. So there is some concern coming from the industry and coming from their association about the underlying bill. I just wanted to make that point if we are going to take this piece of legislation to a Committee of Conference; however, I will support Senator Prescott's amendment. Thank you.

Floor amendment adopted.

Question is on the adoption of the bill as amended.

Adopted.

Ordered to third reading.

SENATOR D'ALLESANDRO (RULE #44): Thank you Mr. President. I rise to say to you and to my colleagues, it has been a long day. It has been a very difficult day, but I think that the collegiality shown here, in the debate, is something that we should be proud of. I think that we did a good job. It is something that we can all take home and say a job well done. I appreciate the demeanor in which it was handled. Thank you Mr. President.

HOUSE MESSAGE

The House of Representatives concurs with the Senate in the passage of the following entitled Bill, with amendment, in the passage of which amendment the House asks the concurrence of the Senate:

SB 21, relative to health insurance riders.

SENATE CONCURS WITH HOUSE AMENDMENT

SB 21, relative to health insurance riders.

Senator Flanders moved to concur.

Adopted.

HOUSE MESSAGE

The House of Representatives concurs with the Senate in the passage of the following entitled Bill, with amendment, in the passage of which amendment the House asks the concurrence of the Senate:

SB 23-FN, allowing veterans the right to purchase credit in the retirement system for certain service in the armed forces.

SENATE CONCURS WITH HOUSE AMENDMENT

SB 23-FN, allowing veterans the right to purchase credit in the retirement system for certain service in the armed forces.

Senator Prescott moved to concur.

Adopted.

HOUSE MESSAGE

The House of Representatives concurs with the Senate in the passage of the following entitled Bill, with amendment, in the passage of which amendment the House asks the concurrence of the Senate:

SB 58-FN-A, relative to the net operating loss under the business profits tax.

SENATE CONCURS WITH HOUSE AMENDMENT

SB 58-FN-A, relative to the net operating loss under the business profits tax.

Senator D'Allesandro moved to concur.

Adopted.

HOUSE MESSAGE

The House of Representatives concurs with the Senate in the passage of the following entitled Bill, with amendment, in the passage of which amendment the House asks the concurrence of the Senate:

SB 77, relative to bond votes in school districts with official ballot voting procedures, and relative to adoption of revisions and the budget process in city charters.

SENATE CONCURS WITH HOUSE AMENDMENT

SB 77, relative to bond votes in school districts with official ballot voting procedures, and relative to adoption of revisions and the budget process in city charters.

Senator Boyce moved to concur.

Adopted.

HOUSE MESSAGE

The House of Representatives concurs with the Senate in the passage of the following entitled Bill, with amendment, in the passage of which amendment the House asks the concurrence of the Senate:

SB 85-FN, making certain revisions to the special education laws.

SENATE CONCURS WITH HOUSE AMENDMENT

SB 85-FN, making certain revisions to the special education laws.

Senator O'Hearn moved to concur.

Adopted.

HOUSE MESSAGE

The House of Representatives concurs with the Senate in the passage of the following entitled Bill, with amendment, in the passage of which amendment the House asks the concurrence of the Senate:

SB 86-FN, relative to disclosure of certain information about child fatalities and near fatalities resulting from abuse and neglect, and relative to accreditation of the department of health and human services by the Council on Accreditation for Children and Family Services.

SENATE CONCURS WITH HOUSE AMENDMENT

SB 86-FN, relative to disclosure of certain information about child fatalities and near fatalities resulting from abuse and neglect, and

relative to accreditation of the department of health and human services by the Council on Accreditation for Children and Family Services.

Senator Martel moved to concur.

Adopted.

HOUSE MESSAGE

The House of Representatives concurs with the Senate in the passage of the following entitled Bill, with amendment, in the passage of which amendment the House asks the concurrence of the Senate:

SB 107-FN-A-L, establishing a statewide education accountability system.

SENATE NONCONCURS WITH HOUSE AMENDMENT

SB 107-FN-A-L, establishing a statewide education accountability system.

Senator O'Hearn moved to nonconcur.

Adopted.

HOUSE MESSAGE

The House of Representatives concurs with the Senate in the passage of the following entitled Bill, with amendment, in the passage of which amendment the House asks the concurrence of the Senate:

SB 110, relative to small group health insurance coverage.

SENATE CONCURS WITH HOUSE AMENDMENT

SB 110, relative to small group health insurance coverage.

Senator Flanders moved to concur.

Adopted.

HOUSE MESSAGE

The House of Representatives concurs with the Senate in the passage of the following entitled Bill, with amendment, in the passage of which amendment the House asks the concurrence of the Senate:

SB 161, relative to procedures in eminent domain proceedings.

SENATE CONCURS WITH HOUSE AMENDMENT

SB 161, relative to procedures in eminent domain proceedings.

Senator Green moved to concur.

Adopted.

HOUSE MESSAGE

The House of Representatives concurs with the Senate in the passage of the following entitled Bill, with amendment, in the passage of which amendment the House asks the concurrence of the Senate:

SB 179-FN-A, relative to positions in the banking department.

SENATE CONCURS WITH HOUSE AMENDMENT

SB 179-FN-A, relative to positions in the banking department.

Senator Flanders moved to concur.

Adopted.

HOUSE MESSAGE

The House of Representatives concurs with the Senate in the passage of the following entitled Bills sent down from the Senate:

SB 16-FN, establishing the governor's incentive and reward program.

SB 46-FN, repealing the meat inspection account and the poultry inspection account.

SB 69-FN-A, combining the career incentive program and the nursing leveraged scholarship loan program within the department of postsecondary education, and establishing a workforce incentive program within the department of postsecondary education, and making an appropriation therefor.

SB 76, relative to the process for nonrenewal of teacher contracts.

SB 80, relative to vocational education and the automotive technology curriculum.

SB 90-FN, increasing the cap for relocation assistance for businesses in eminent domain proceedings.

SB 197-FN, relative to extended unemployment benefits and making an appropriation therefor.

HOUSE MESSAGE

The House of Representatives accedes to the request of the Senate for a Committee of Conference on the following entitled Bill:

SB 44, relative to penalties for vehicle dealers.

and the Speaker, on the part of the House of Representatives, has appointed as members of said Committee of Conference:

REPRESENTATIVES: Packard, John Flanders, Letourneau, Ferland.

HOUSE MESSAGE

The House of Representatives accedes to the request of the Senate for a Committee of Conference on the following entitled Bill:

SB 72, relative to the regulation of small loans, title loans, and payday loans.

and the Speaker, on the part of the House of Representatives, has appointed as members of said Committee of Conference:

REPRESENTATIVES: Hunt, Spiess, Stepanek, Destefano

HOUSE MESSAGE

The House of Representatives accedes to the request of the Senate for a Committee of Conference on the following entitled Bill:

SB 98-FN, prohibiting telemarketers from contacting customers on a federal do-not-call registry.

and the Speaker, on the part of the House of Representatives, has appointed as members of said Committee of Conference:

REPRESENTATIVES: Hunt, Fraser, Thomas, Coes

HOUSE MESSAGE

The House of Representatives accedes to the request of the Senate for a Committee of Conference on the following entitled Bill:

SB 121-FN, relative to mortgage originator registration.

and the Speaker, on the part of the House of Representatives, has appointed as members of said Committee of Conference:

REPRESENTATIVES: Hunt, Spiess, Stepanek, Destefano

HOUSE MESSAGE

The House of Representatives accedes to the request of the Senate for a Committee of Conference on the following entitled Bill:

SB 174, relative to scheduled permanent impairment awards and remedial care under workers' compensation.

and the Speaker, on the part of the House of Representatives, has appointed as members of said Committee of Conference:

REPRESENTATIVES: Bishop, Paul Harrington, Slocum, Baroody

HOUSE MESSAGE

The House of Representatives concurs with the Senate in its amendments to the following entitled House Bills sent down from the Senate:

HB 105, relative to sexual assaults committed by corrections officers, probation and parole officers, and juvenile probation and parole officers against individuals under their supervision, making a technical correction, and permitting the court to prohibit visitation between a parent convicted of sexual abuse or sexual assault against a minor child or step-child and a sibling or step-sibling of the victim.

HB 112-FN, establishing a point system for the annual moose permit lottery.

HB 210-FN-A, relative to passenger tramway registration fees and relative to carnival or amusement ride fees.

HB 259, relative to the regulation of gift certificates under the consumer protection act and establishing a study committee relative to the regulation of gift certificates.

HB 281-FN, exempting automatic irrigation system installers from licensure by the electrician's board.

HB 295, relative to information filed with the regional planning commissions.

HB 302-FN, relative to the funding and use of the retirement system special account.

HB 393, extending the reporting date for the commission to study the relationship between public health and the environment.

HB 521-FN, relative to requiring treatment for persons convicted of DWI offenses.

HB 568-L, relative to legal residency for the purpose of public school education.

HB 598-FN-A, relative to the agriculture nutrient management program and making an appropriation therefor.

HB 646-FN, relative to liquor licenses and fees.

HB 674-FN, relative to notification requirements under the Child Protection Act.

HB 677-FN, increasing the number of reserved student slots in medical programs, establishing a reduction of medical indebtedness program for physicians who practice in underserved areas, and making an appropriation therefor.

HB 719-FN-A, relative to the duties, function, and operation of the Pease development authority.

HB 724-FN-L, extending the effective date of the Skyhaven airport transfer plan and the period for completing work under the wetlands permit.

HB 737-FN-A, relative to the state conservation committee.

HOUSE MESSAGE

The House of Representatives refuses to concur with the Senate in the passage of the following entitled Bills sent down from the Senate:

SB 15, relative to election day registration.

SB 17, relative to incompatible offices.

SB 67, relative to a report on municipal water needs.

SB 123, establishing a commission to study structures for increased voter education and improved enforcement of campaign practices laws.

HOUSE MESSAGE

The House of Representatives has voted to Lay On The Table the following entitled Bill sent down from the Senate:

SB 29-FN-A-L, refunding certain meals and rooms taxes paid by the city of Manchester.

HOUSE MESSAGE

The House of Representatives has Retained in Committee the following entitled Bills sent down from the Senate:

SB 19-FN, relative to notification of groundwater contamination and requiring a certain report from the department of environmental services.

SB 35, relative to the transfer and exchange of certain state-owned land for certain land owned by the Manchester water works.

SB 74-FN-A-L, increasing certain motor vehicle registration fees and appropriating the funds for local government records management programs.

SB 78-FN, establishing the New Hampshire health care information council.

SB 95-FN-L, relative to the development of workforce housing within municipalities.

SB 99, relative to high cost mortgage loans.

SB 128-FN, transferring the bureau of vital records and health statistics from the department of health and human services to the department of state.

SB 132-FN-A, extending the Parents as Teachers program in Sullivan county and making an appropriation therefor.

SB 159-FN, relative to milfoil and other exotic aquatic weeds.

SB 176, relative to standards for plats recorded in the registry of deeds.

SB 199, revising the nurse practice act.

SB 215-FN, relative to the use of prerecorded telephone messages for political advocacy.

SB 222-FN-A, relative to motor vehicle fees.

June 4, 2003

2003-1990-EBA

03/09

Enrolled Bill Amendment to HB 368

The Committee on Enrolled Bills to which was referred HB 368

AN ACT making technical corrections to the statutory list of dedicated funds.

Having considered the same, report the same with the following amendment, and the recommendation that the bill as amended ought to pass.

FOR THE COMMITTEE

Explanation to Enrolled Bill Amendment to HB 368

This enrolled bill amendment incorporates changes to RSA 6:12, I previously enacted in HB 233 of the 2003 session, corrects references and makes certain technical corrections to the bill.

Enrolled Bill Amendment to HB 368

Amend RSA 6:12, I(b)(4) as inserted by section 1 of the bill by replacing line 1 with the following:

~~[(e)]~~ **(4)** Fees collected by the department of safety under

Amend RSA 6:12, I(b)(5) as inserted by section 1 of the bill by replacing lines 7-8 with the following:

motor vehicles, which shall be credited to the ~~[public works and highways]~~ department **of transportation** for maintenance of highways[;].

Amend RSA 6:12, I(b)(7) as inserted by section 1 of the bill by replacing line 3 with the following:

~~[public works and highways]~~ department **of transportation** for the maintenance of highways.

Amend RSA 6:12, I(b)(14) as inserted by section 1 of the bill by replacing line 2 with the following:

~~[Philbrook]~~ **youth services** center ~~[for children and youth]~~ pursuant to RSA 186-C:20.

Amend RSA 6:12, I(b)(19) as inserted by section 1 of the bill by replacing lines 1-2 with the following:

~~[(u)]~~ **(19)** Money received under RSA 318-B:17-b, ~~[IV]~~ **V**, which shall be credited as specified in RSA 318-B:17-b, ~~[IV]~~ **V** to:

Amend RSA 6:12, I(b)(20) as inserted by section 1 of the bill by replacing line 2 with the following:

radiation long-term care fund.

Amend RSA 6:12, I(b)(27) as inserted by section 1 of the bill by replacing line 2 with the following:

wastewater ~~[treatment]~~ plant operator certification fund established in RSA 485-A:7-a, II.

Amend RSA 6:12, I(b)(65) as inserted by section 1 of the bill by replacing line 1 with the following:

~~[(www)]~~ (65) Money received under **RSA 77-A, RSA 77-E, RSA 78, RSA 78-A, RSA 78-B,**

Amend RSA 6:12, I(b)(92) as inserted by section 1 of the bill by replacing line 2 with the following:

assessments fund under RSA 21-I:11, VIII~~[(b)]~~.

Amend RSA 6:12, I(b)(112) as inserted by section 1 of the bill by replacing line 2 with the following:

RSA 471-A:20, established in 1965, ~~[214:9]~~ **214:1** and repealed in 1986, 204:2.

Amend RSA 6:12, I(b)(141) as inserted by section 1 of the bill by replacing line 2 with the following:

activity center ~~[fund]~~ **account** under 1995, 52:1.

Amend RSA 6:12, I(b)(143) as inserted by section 1 of the bill by replacing line 2 with the following:

recovery fund ~~[under RSA 107-C:15]~~ **established by RSA 21-P:46.**

Amend RSA 6:12, I(b)(191) as inserted by section 1 of the bill by replacing line 1 with the following:

~~[(sssssss)]~~ (191) Moneys deposited in the disabled ~~[person's]~~ **persons'** employment fund under

Amend RSA 6:12, I(b)(211) as inserted by section 1 of the bill by replacing it with the following:

(211) Moneys deposited in the laboratory accreditation fund under RSA 485:46.

Amend RSA 6:12, I(b)(212) as inserted by section 1 of the bill by replacing line 1 with the following:

(212) Moneys deposited in the drug-free school zone sign fund under

Amend RSA 6:12, I(b) as inserted by section 1 of the bill by deleting RSA 6:12, I(b)(218) and renumbering the original RSA 6:12, I(b)(219)-(223) to read as RSA 6:12, I(b)(218)-(222), respectively.

Amend RSA 6:12, I(b)(221) as inserted by section 1 of the bill by it with the following:

(221) Moneys deposited in the Connecticut Lakes headwaters natural areas stewardship endowment account under RSA 216:9.

Senator Eaton moved adoption.

Adopted.

June 3, 2003

2003-1961-EBA

04/01

Enrolled Bill Amendment to HB 507

The Committee on Enrolled Bills to which was referred HB 507

AN ACT relative to certain statutes that set minimum requirements for employee benefit plan procedures pertaining to the filing of benefit claims, notification of benefit determinations, and appeal of adverse benefit determinations.

Having considered the same, report the same with the following amendment, and the recommendation that the bill as amended ought to pass.

FOR THE COMMITTEE

Explanation to Enrolled Bill Amendment to HB 507

This enrolled bill amendment makes a technical correction.

Enrolled Bill Amendment to HB 507

Amend section 5 of the bill by replacing line 2 with the following:
415-A:4-b to read as follows:

Senator Eaton moved adoption.

Adopted.

June 5, 2003
2003-2027-EBA
06/10

Enrolled Bill Amendment to HB 601

The Committee on Enrolled Bills to which was referred HB 601
AN ACT relative to the long-term care insurance act.

Having considered the same, report the same with the following amendment, and the recommendation that the bill as amended ought to pass.

FOR THE COMMITTEE

Explanation to Enrolled Bill Amendment to HB 601

This enrolled bill amendment makes certain technical corrections to the bill.

Enrolled Bill Amendment to HB 601

Amend the bill by replacing lines 1-3 following the enacting clause with the following:

1 Long-Term Care Insurance Act. RSA 415-D is repealed and reenacted to read as follows:

CHAPTER 415-D

LONG-TERM CARE INSURANCE ACT

Amend RSA 415-D:3, IV(d) as inserted by section 1 of the bill by replacing line 1 with the following:

(d) A group, other than as described in (c)(1) subject to a finding by the

Amend RSA 415-D:3, VII as inserted by section 1 of the bill by replacing lines 3 and 4 with the following:

benefit society; nonprofit health, hospital, or medical service corporation; prepaid health plan; health maintenance organization or any similar organization.

Amend RSA 415-D:3, VIII-IX as inserted by section 1 of the bill by replacing them with the following:

VIII. "Qualified long-term care insurance contract" or "federally tax-qualified long-term care insurance contract" means:

(a) An individual or group insurance contract that meets the requirements of Section 7702B(b) of the Internal Revenue Code of 1986, as amended, as follows:

(1) The only insurance protection provided under the contract is coverage of qualified long-term care services. A contract shall not fail to satisfy the requirements of this subparagraph by reason of payments being made on a per diem or other periodic basis without regard to the expenses incurred during the period to which the payments relate;

(2) The contract does not pay or reimburse expenses incurred for services or items to the extent that the expenses are reimbursable under Title XVIII of the Social Security Act, as amended, or would be so reimbursable but for the application of a deductible or coinsurance amount. The requirements of this subparagraph do not apply to expenses that are reimbursable under Title XVIII of the Society Security Act only as a secondary payor. A contract shall not fail to satisfy the requirements of this subparagraph by reason of payments being made on a per diem or other periodic basis without regard to the expense incurred during the period to which the payments relate;

(3) The contract is guaranteed renewable, within the meaning of Section 7702B(b)(1)(C) of the Internal Revenue Code of 1986, as amended;

(4) The contract does not provide for a cash surrender value or other money that can be paid, assigned, pledged as collateral for a loan, or borrowed except as provided in subparagraph (e);

(5) All refunds of premiums, and all policyholder dividends or similar amounts, under the contract are to be applied as a reduction in future premiums or to increase future benefits, except that a refund on the event of death of the insured or a complete surrender or cancellation of the contract cannot exceed the aggregate premiums paid under the contract; and

(6) The contract meets the consumer protection provisions set forth in Section 7702(b)(g) of the Internal Revenue Code of 1986, as amended.

(b) The portion of a life insurance contract that provides long-term care insurance coverage by rider or as part of the contract and that satisfies the requirements of Sections 7702B(b) and (e) of the Internal Revenue Code of 1986, as amended.

Amend RSA 415-D:5, III(a) as inserted by section 1 of the bill by replacing line 2 with the following:
condition that is more restrictive than the following: "Preexisting condition" means a condition for

Amend RSA 415-D:6,II as inserted by section 1 of the bill by replacing line 2 with the following:
policyholder, each certificate holder shall be entitled to have issued to him or her an individual policy or

Amend RSA 415-D:8, IV(g) as inserted by section 1 of the bill by replacing line 2 with the following:
is intended to be a federally tax-qualified long-term care insurance contract under Section 7702B(b) of the

Senator Eaton moved adoption.

Adopted.

June 4, 2003
2003-1989-EBA
03/01

Enrolled Bill Amendment to HB 728-FN-A

The Committee on Enrolled Bills to which was referred HB 728-FN-A
AN ACT establishing a dedicated fund for organic certification inspections.

Having considered the same, report the same with the following amendment, and the recommendation that the bill as amended ought to pass.

FOR THE COMMITTEE

Explanation to Enrolled Bill Amendment to HB 728-FN-A

This enrolled bill amendment corrects references in the bill.

Enrolled Bill Amendment to HB 728-FN-A

Amend section 2 of the bill by replacing line 1 with the following:

2 New Paragraphs; Certification Inspections; Funds Established. Amend RSA 426:6-b by

Amend RSA 6:12, I(mmmmmmmmm) as inserted by section 4 of the bill by replacing line 2 with the following:

the organic processors and handlers certification inspection fund established in RSA 426:6-b, IV.

Amend section 7 of the bill by replacing lines 2-3 with the following:

I. RSA 426:6-b, IV and V, relative to the organic processors and handlers certification inspection fund.

II. RSA 6:12, I(mmmmmmmmm), relative to the organic processors and handlers certification inspection fund.

Senator Eaton moved adoption.

Adopted.

June 5, 2003

2003-2013-EBA

03/01

Enrolled Bill Amendment to HB 738-FN-A-LOCAL

The Committee on Enrolled Bills to which was referred HB 738-FN-A-LOCAL

AN ACT permitting aid to public water systems to be used for forming or improving regional water systems and making an appropriation therefor.

Having considered the same, report the same with the following amendment, and the recommendation that the bill as amended ought to pass.

FOR THE COMMITTEE

Explanation to Enrolled Bill Amendment to HB 738-FN-A-LOCAL

This enrolled bill amendment makes technical and typographical corrections.

Enrolled Bill Amendment to HB 738-FN-A-LOCAL

Amend RSA 486-A:2, I(c) as inserted by section 2 of the bill by replacing line 2 with the following:

including the scientific evaluation of the groundwater contributing area of public wells

Amend section 3 of the bill by replacing line 1 with the following:

3 New Paragraphs; Definitions; Eligible Regional Water System Costs; Eligible Evaluation of the Groundwater Contribution Area of Public Wells That Have Recorded Levels of Chemical Contaminants Excluding MTBE. Amend RSA 486-A:2 by

Amend section 4 of the bill by replacing line 1 with the following:

4 New Paragraphs; Definitions; Regional Water System; Groundwaters. Amend

Amend RSA 486-A:2, V-b as inserted by section 4 of the bill by replacing line 1 with the following:

V-b. "Groundwaters" means all areas below the top of the water table, including aquifers,

Amend the section heading of RSA 486-A:3 as inserted by section 5 of the bill by replacing line 2 with the following:

Costs; *Regional Water System Costs*.

Amend RSA 486-A:7, I(c) as inserted by section 9 of the bill by replacing line 7 with the following:

of the facilities in accordance with department instructions or both[-];

Amend RSA 486-A:7, I(d) as inserted by section 9 of the bill by replacing lines 4-5 with the following:

planning initiatives and to consider the results of such initiatives for purposes of long-term water supply planning and infrastructure development.

Amend section 16 of the bill by replacing lines 1-2 with the following:

16 New Section; Repayment Responsibility. Amend RSA 486-A by inserting after section 14 the following new section:

Senator Eaton moved adoption.

Adopted.

June 5, 2003

2003-2012-EBA

06/01

Enrolled Bill Amendment to HB 753

The Committee on Enrolled Bills to which was referred HB 753

AN ACT establishing the fourth Monday in April as General John Stark Day.

Having considered the same, report the same with the following amendment, and the recommendation that the bill as amended ought to pass.

FOR THE COMMITTEE

Explanation to Enrolled Bill Amendment to HB 753

This enrolled bill amendment makes a grammatical correction to the bill.

Enrolled Bill Amendment to HB 753

Amend line 2 of paragraph I of section 1 of the bill by replacing it with the following:

accomplishments of those New Hampshire citizens who risked their lives and property to establish a

Senator Eaton moved adoption.

Adopted.

June 5, 2003

2003-2015-EBA

03/09

Enrolled Bill Amendment to HB 763

The Committee on Enrolled Bills to which was referred HB 763

AN ACT requiring parental notification before abortions may be performed on unemancipated minors.

Having considered the same, report the same with the following amendment, and the recommendation that the bill as amended ought to pass.

FOR THE COMMITTEE

Explanation to Enrolled Bill Amendment to HB 763

This enrolled bill amendment corrects the RSA numbering within the bill.

Enrolled Bill Amendment to HB 763

Amend section 2 of the bill by replacing line 2 with the following:
section 23 the following new subdivision:

Amend section 2 of the bill by replacing line 4 with the following:
132:24 Definitions. In this subdivision:

Amend section 2 of the bill by replacing line 20 with the following:
132:25 Notification Required.

Amend section 2 of the bill by replacing lines 32-33 with the following:
132:26 Waiver of Notice.

I. No notice shall be required under RSA 132:25 if:

Amend section 2 of the bill by replacing line 67 with the following:
132:27 Penalty. Performance of an abortion in violation of this subdivision shall be a

Amend section 2 of the bill by replacing line 74 with the following:
132:28 Severability. If any provision of this subdivision or the application thereof to any person

Senator Eaton moved adoption.

Adopted.

HOUSE MESSAGE

The House of Representatives refuses to concur with the Senate in the adoption of the amendment(s) to the following entitled Bill sent down from Senate:

HB 109-FN, relative to telemarketing practices.
and requests a Committee of Conference.

The Speaker, on the part of the House of Representatives, has appointed as members of said Committee of Conference:

REPRESENTATIVES: Thomas, Maxfield, Hunt, Coes.

**SENATE ACCEDES TO HOUSE REQUEST FOR
A COMMITTEE OF CONFERENCE**

HB 109-FN, relative to telemarketing practices.

Senator Gatsas moved to accede to the request for a Committee of Conference.

Adopted.

The President, on the part of the Senate, has appointed as members of said Committee of Conference:

SENATORS: Gatsas, Johnson, Estabrook

HOUSE MESSAGE

The House of Representatives refuses to concur with the Senate in the adoption of the amendment(s) to the following entitled Bill sent down from Senate:

HB 139, relative to the collection and reporting of school drop-out, suspension, and expulsion data and relative to the deadlines for submitting certain reports to the department of education.

and requests a Committee of Conference.

The Speaker, on the part of the House of Representatives, has appointed as members of said Committee of Conference:

REPRESENTATIVES: Steve L'Heureux, Naro, Carson, Mark Carter

SENATE ACCEDES TO HOUSE REQUEST FOR A COMMITTEE OF CONFERENCE

HB 139, relative to the collection and reporting of school drop-out, suspension, and expulsion data and relative to the deadlines for submitting certain reports to the department of education.

Senator O'Hearn moved to accede to the request for a Committee of Conference.

Adopted.

The President, on the part of the Senate, has appointed as members of said Committee of Conference:

SENATORS: O'Hearn, Green, Foster

HOUSE MESSAGE

The House of Representatives refuses to concur with the Senate in the adoption of the amendment(s) to the following entitled Bill sent down from Senate:

HB 303, relative to life, accident, and health technicals.

and requests a Committee of Conference.

The Speaker, on the part of the House of Representatives, has appointed as members of said Committee of Conference:

REPRESENTATIVES: Hunt, Fraser, Spiess, Meader

SENATE ACCEDES TO HOUSE REQUEST FOR A COMMITTEE OF CONFERENCE

HB 303, relative to life, accident, and health technicals.

Senator Flanders moved to accede to the request for a Committee of Conference.

Adopted.

The President, on the part of the Senate, has appointed as members of said Committee of Conference:

SENATORS: Flanders, Roberge, Cohen

HOUSE MESSAGE

The House of Representatives refuses to concur with the Senate in the adoption of the amendment(s) to the following entitled Bill sent down from Senate:

HB 332-FN, relative to the use of prerecorded telephone messages by candidates and political committees.

and requests a Committee of Conference.

The Speaker, on the part of the House of Representatives, has appointed as members of said Committee of Conference:

REPRESENTATIVES: Spiess, Cady, Drisko, Clemons

**SENATE ACCEDES TO HOUSE REQUEST FOR
A COMMITTEE OF CONFERENCE**

HB 332-FN, relative to the use of prerecorded telephone messages by candidates and political committees.

Senator Gatsas moved to accede to the request for a Committee of Conference.

Adopted.

The President, on the part of the Senate, has appointed as members of said Committee of Conference:

SENATORS: Gatsas, Johnson, Estabrook

HOUSE MESSAGE

The House of Representatives refuses to concur with the Senate in the adoption of the amendment(s) to the following entitled Bill sent down from Senate:

HB 420, relative to state-owned trails and parking lots in the town of Windham.

and requests a Committee of Conference.

The Speaker, on the part of the House of Representatives, has appointed as members of said Committee of Conference:

REPRESENTATIVES: Royce, Lawton, Bruno, Donovan

**SENATE ACCEDES TO HOUSE REQUEST FOR
A COMMITTEE OF CONFERENCE**

HB 420, relative to state-owned trails and parking lots in the town of Windham.

Senator Gallus moved to accede to the request for a Committee of Conference.

Adopted.

The President, on the part of the Senate, has appointed as members of said Committee of Conference:

SENATORS: Morse, Barnes, Cohen

CONFEREE CHANGE: Senator Sapareto replaced Senator Morse

HOUSE MESSAGE

The House of Representatives refuses to concur with the Senate in the adoption of the amendment(s) to the following entitled Bill sent down from Senate:

HB 606, establishing a right-to-know study commission.

and requests a Committee of Conference.

The Speaker, on the part of the House of Representatives, has appointed as members of said Committee of Conference:

REPRESENTATIVES: Mock, Haytayan, Thomas, Wall

**SENATE ACCEDES TO HOUSE REQUEST FOR
A COMMITTEE OF CONFERENCE**

HB 606, establishing a right-to-know study commission.

Senator Boyce moved to accede to the request for a Committee of Conference.

Adopted.

The President, on the part of the Senate, has appointed as members of said Committee of Conference:

SENATORS: Flanders, Odell, Cohen

HOUSE MESSAGE

The House of Representatives refuses to concur with the Senate in the adoption of the amendment(s) to the following entitled Bill sent down from Senate:

HB 627-FN, relative to domicile for voting purposes and penalties for voter fraud.

and requests a Committee of Conference.

The Speaker, on the part of the House of Representatives, has appointed as members of said Committee of Conference:

REPRESENTATIVES: Drisko, Whalley, Cady, Reeves

**SENATE ACCEDES TO HOUSE REQUEST FOR
A COMMITTEE OF CONFERENCE**

HB 627-FN, relative to domicile for voting purposes and penalties for voter fraud.

Senator Boyce moved to accede to the request for a Committee of Conference.

Adopted.

The President, on the part of the Senate, has appointed as members of said Committee of Conference:

SENATORS: Roberge, Boyce, Larsen

HOUSE MESSAGE

The House of Representatives refuses to concur with the Senate in the adoption of the amendment(s) to the following entitled Bill sent down from Senate:

HB 702-FN, relative to payment of medical benefits costs for disabled group II members of the retirement system.

and requests a Committee of Conference.

The Speaker, on the part of the House of Representatives, has appointed as members of said Committee of Conference:

REPRESENTATIVES: Zolla, O'Neil, Irwin, Robert Wheeler

**SENATE ACCEDES TO HOUSE REQUEST FOR
A COMMITTEE OF CONFERENCE**

HB 702-FN, relative to payment of medical benefits costs for disabled group II members of the retirement system.

Senator Flanders moved to accede to the request for a Committee of Conference.

Adopted.

The President, on the part of the Senate, has appointed as members of said Committee of Conference:

SENATORS: Flanders, Prescott, Cohen

HOUSE MESSAGE

The House of Representatives concurs with the Senate in the passage of the following entitled Bill, with amendment, in the passage of which amendment the House asks the concurrence of the Senate:

SB 229, making reference changes to the school building aid statutes.

SENATE NONCONCURS AND REQUESTS A COMMITTEE OF CONFERENCE

SB 229, making reference changes to the school building aid statutes.

Senator O'Hearn moved to nonconcur and requests a Committee of Conference.

Adopted.

The President, on the part of the Senate, has appointed as member of said Committee of Conference:

SENATORS: Johnson, O'Hearn, Larsen

HOUSE MESSAGE

The House of Representatives accedes to the request of the Senate for a Committee of Conference on the following entitled Bill:

SB 229, making reference changes to the school building aid statutes.

and the Speaker, on the part of the House of Representatives, has appointed as members of said Committee of Conference:

REPRESENTATIVES: Stephen L'Heureux, Alger, Colcord, Claire Clarke

HOUSE MESSAGE

The House of Representatives concurs with the Senate in the passage of the following entitled Bill, with amendment, in the passage of which amendment the House asks the concurrence of the Senate:

SB 227, relative to the board of occupational therapy, the board of respiratory care practice, the board of speech-language therapists, the board of athletic trainers practice, the board of physical therapy practice, and the board of directors of the office of licensed allied health professionals, and relative to the board of podiatry.

SENATE NONCONCURS AND REQUESTS A COMMITTEE OF CONFERENCE

SB 227, relative to the board of occupational therapy, the board of respiratory care practice, the board of speech-language therapists, the board of athletic trainers practice, the board of physical therapy practice, and the board of directors of the office of licensed allied health professionals, and relative to the board of podiatry.

Senator Prescott moved to nonconcur and requests a Committee of Conference.

Adopted.

The President, on the part of the Senate, has appointed as member of said Committee of Conference:

SENATORS: Prescott, Kenney, Cohen

HOUSE MESSAGE

The House of Representatives accedes to the request of the Senate for a Committee of Conference on the following entitled Bill:

SB 227, relative to the board of occupational therapy, the board of respiratory care practice, the board of speech-language therapists, the board of athletic trainers practice, the board of physical therapy practice, and the board of directors of the office of licensed allied health professionals, and relative to the board of podiatry.

and the Speaker, on the part of the House of Representatives, has appointed as members of said Committee of Conference:

REPRESENTATIVES: O'Neil, Bergin, Fitzgerald, Francis Sullivan

HOUSE MESSAGE

The House of Representatives concurs with the Senate in the passage of the following entitled Bill, with amendment, in the passage of which amendment the House asks the concurrence of the Senate:

SB 163-FN, relative to the procedures of the health services planning and review board.

SENATE NONCONCURS AND REQUESTS A COMMITTEE OF CONFERENCE

SB 163-FN, relative to the procedures of the health services planning and review board.

Senator Martel moved to nonconcur and requests a Committee of Conference.

Adopted.

The President, on the part of the Senate, has appointed as member of said Committee of Conference:

SENATORS: Martel, Flanders, Estabrook

HOUSE MESSAGE

The House of Representatives accedes to the request of the Senate for a Committee of Conference on the following entitled Bill:

SB 163-FN, relative to the procedures of the health services planning and review board.

And the Speaker, on the part of the House of Representatives, has appointed as members of said Committee of Conference:

REPRESENTATIVES: Batula, Price, McMahon, Sandra Harris

HOUSE MESSAGE

The House of Representatives concurs with the Senate in the passage of the following entitled Bill, with amendment, in the passage of which amendment the House asks the concurrence of the Senate:

SB 115, increasing the fees for review of subdivisions and waste disposal systems by the department of environmental services and making an appropriation for implementing information technology and regulatory process improvements.

SENATE NONCONCURS AND REQUESTS A COMMITTEE OF CONFERENCE

SB 115, increasing the fees for review of subdivisions and waste disposal systems by the department of environmental services and making an appropriation for implementing information technology and regulatory process improvements.

Senator Johnson moved to nonconcur and requests a Committee of Conference.

Adopted.

The President, on the part of the Senate, has appointed as member of said Committee of Conference:

SENATORS: Prescott, Flanders, Cohen

HOUSE MESSAGE

The House of Representatives accedes to the request of the Senate for a Committee of Conference on the following entitled Bill:

SB 115, increasing the fees for review of subdivisions and waste disposal systems by the department of environmental services and making an appropriation for implementing information technology and regulatory process improvements.

And the Speaker, on the part of the House of Representatives, has appointed as members of said Committee of Conference:

REPRESENTATIVES: Camm, Ingram, Christine Hamm, Robert Wheeler

HOUSE MESSAGE

The House of Representatives concurs with the Senate in the passage of the following entitled Bill, with amendment, in the passage of which amendment the House asks the concurrence of the Senate:

SB 70, establishing a commission to study implementing a recommendation of the New Hampshire estuaries project management plan.

SENATE NONCONCURS AND REQUESTS A COMMITTEE OF CONFERENCE

SB 70, establishing a commission to study implementing a recommendation of the New Hampshire estuaries project management plan.

Senator Johnson moved to nonconcur and requests a Committee of Conference.

Adopted.

The President, on the part of the Senate, has appointed as member of said Committee of Conference:

SENATORS: Johnson, Barnes, Cohen

HOUSE MESSAGE

The House of Representatives accedes to the request of the Senate for a Committee of Conference on the following entitled Bill:

SB 70, establishing a commission to study implementing a recommendation of the New Hampshire estuaries project management plan.

And the Speaker, on the part of the House of Representatives, has appointed as members of said Committee of Conference:

REPRESENTATIVES: Royce, Merrow, Wiley, Spang

HOUSE MESSAGE

The House of Representatives concurs with the Senate in the passage of the following entitled Bill, with amendment, in the passage of which amendment the House asks the concurrence of the Senate:

SB 223-FN-A, relative to fees for copies of motor vehicle records and relative to the fire standards and training and emergency medical services fund.

SENATE NONCONCURS AND REQUESTS A COMMITTEE OF CONFERENCE

SB 223-FN-A, relative to fees for copies of motor vehicle records and relative to the fire standards and training and emergency medical services fund.

Senator Flanders moved to nonconcur and requests a Committee of Conference.

Adopted.

The President, on the part of the Senate, has appointed as member of said Committee of Conference:

SENATORS: Flanders, Clegg, Foster

HOUSE MESSAGE

The House of Representatives accedes to the request of the Senate for a Committee of Conference on the following entitled Bill:

SB 223-FN-A relative to fees for copies of motor vehicle records and relative to the fire standards and training and emergency medical services fund.

And the Speaker, on the part of the House of Representatives, has appointed as members of said Committee of Conference:

REPRESENTATIVES: Jeffrey Gilbert, Hughes, Christine Hamm, King

HOUSE MESSAGE

The House of Representatives concurs with the Senate in the passage of the following entitled Bill, with amendment, in the passage of which amendment the House asks the concurrence of the Senate:

SB 47-FN, relative to refunds for tolls paid on account of shrinkage or loss by evaporation of motor fuel.

SENATE NONCONCURS AND REQUESTS A COMMITTEE OF CONFERENCE

SB 47-FN, relative to refunds for tolls paid on account of shrinkage or loss by evaporation of motor fuel.

Senator Kenney moved to nonconcur and requests a Committee of Conference.

Adopted.

The President, on the part of the Senate, has appointed as member of said Committee of Conference:

SENATORS: Flanders, Morse, D'Allesandro

HOUSE MESSAGE

The House of Representatives accedes to the request of the Senate for a Committee of Conference on the following entitled Bill:

SB 47, relative to refunds for tolls paid on account of shrinkage or loss by evaporation of motor fuel.

And the Speaker, on the part of the House of Representatives, has appointed as members of said Committee of Conference:

REPRESENTATIVES: Edwin Smith, Kenison, Cloutier, Weyler

HOUSE MESSAGE

The House of Representatives concurs with the Senate in the passage of the following entitled Bill, with amendment, in the passage of which amendment the House asks the concurrence of the Senate:

SB 212, requiring fiscal impact statements for interim administrative rules and prohibiting agencies from requiring by rule the submission of social security numbers.

SENATE NONCONCURS AND REQUESTS A COMMITTEE OF CONFERENCE

SB 212, requiring fiscal impact statements for interim administrative rules and prohibiting agencies from requiring by rule the submission of social security numbers.

Senator Prescott moved to nonconcur and requests a Committee of Conference.

Adopted.

The President, on the part of the Senate, has appointed as member of said Committee of Conference:

SENATORS: Prescott, Gatsas, Below

HOUSE MESSAGE

The House of Representatives accedes to the request of the Senate for a Committee of Conference on the following entitled Bill:

SB 212, requiring fiscal impact statements for interim administrative rules and prohibiting agencies from requiring by rule the submission of social security numbers.

And the Speaker, on the part of the House of Representatives, has appointed as members of said Committee of Conference:

REPRESENTATIVES: O'Neil, Hamel, Nelson Allan, Pilotte

HOUSE MESSAGE

The House of Representatives concurs with the Senate in the passage of the following entitled Bill, with amendment, in the passage of which amendment the House asks the concurrence of the Senate:

SB 63-FN-A-L, relative to establishing community reinvestment and opportunity zones and granting business tax credits for investments in projects in such zones.

SENATE NONCONCURS AND REQUESTS A COMMITTEE OF CONFERENCE

SB 63-FN-A-L, relative to establishing community reinvestment and opportunity zones and granting business tax credits for investments in projects in such zones.

Senator Odell moved to nonconcur and requests a Committee of Conference.

Adopted.

The President, on the part of the Senate, has appointed as member of said Committee of Conference:

SENATORS: Flanders, Odell, Below

HOUSE MESSAGE

The House of Representatives accedes to the request of the Senate for a Committee of Conference on the following entitled Bill:

SB 63-FN-A-L, relative to establishing community reinvestment and opportunity zones and granting business tax credits for investments in projects in such zones.

and the Speaker, on the part of the House of Representatives, has appointed as members of said Committee of Conference:

REPRESENTATIVES: Major, Jeffrey Gilbert, Espieffs, Hager

HOUSE MESSAGE

The House of Representatives refuses to concur with the Senate in the adoption of the amendment(s) to the following entitled Bill sent down from Senate:

HB 619-FN-A, expanding opportunities for dropout prevention and dropout recovery.

and requests a Committee of Conference.

The Speaker, on the part of the House of Representatives, has appointed as members of said Committee of Conference:

REPRESENTATIVES: Carson, Naro, Jean, Hager

SENATE ACCEDES TO HOUSE REQUEST FOR A COMMITTEE OF CONFERENCE

HB 619-FN-A, expanding opportunities for dropout prevention and dropout recovery.

Senator O'Hearn moved to accede to the request for a Committee of Conference.

Adopted.

The President, on the part of the Senate, has appointed as members of said Committee of Conference:

SENATORS: O'Hearn, Odell, D'Allesandro

HOUSE MESSAGE

The House of Representatives refuses to concur with the Senate in the adoption of the amendment(s) to the following entitled Bill sent down from Senate:

HB 663-FN-A-L, relative to county and state funding of long-term care medicaid programs.

and requests a Committee of Conference.

The Speaker, on the part of the House of Representatives, has appointed as members of said Committee of Conference:

REPRESENTATIVES: Jeffrey Gilbert, Gibson, O'Neil, Kurk

**SENATE ACCEDES TO HOUSE REQUEST FOR
A COMMITTEE OF CONFERENCE**

HB 663-FN-A-L, relative to county and state funding of long-term care medicaid programs.

Senator Martel moved to accede to the request for a Committee of Conference.

Adopted.

The President, on the part of the Senate, has appointed as members of said Committee of Conference:

SENATORS: Odell, Flanders, D'Allesandro

HOUSE MESSAGE

The House of Representatives refuses to concur with the Senate in the adoption of the amendment(s) to the following entitled Bill sent down from Senate:

HB 733-FN, relative to drivers' licenses held by members of the national guard or military reserve.

and requests a Committee of Conference.

The Speaker, on the part of the House of Representatives, has appointed as members of said Committee of Conference:

REPRESENTATIVES: Packard, John Flanders, Letourneau, Ferland

**SENATE ACCEDES TO HOUSE REQUEST FOR
A COMMITTEE OF CONFERENCE**

HB 733-FN, relative to drivers' licenses held by members of the national guard or military reserve.

Senator Kenney moved to accede to the request for a Committee of Conference.

Adopted.

The President, on the part of the Senate, has appointed as members of said Committee of Conference:

SENATORS: Kenney, Barnes, Below

HOUSE MESSAGE

The House of Representatives refuses to concur with the Senate in the adoption of the amendment(s) to the following entitled Bill sent down from Senate:

HB 773, establishing a committee to study a tuition tax credit program. and requests a Committee of Conference.

The Speaker, on the part of the House of Representatives, has appointed as members of said Committee of Conference:

REPRESENTATIVES: Major, Mock, Packard, Ferland

**SENATE ACCEDES TO HOUSE REQUEST FOR
A COMMITTEE OF CONFERENCE**

HB 773, establishing a committee to study a tuition tax credit program.

Senator D'Allesandro moved to accede to the request for a Committee of Conference.

Adopted.

The President, on the part of the Senate, has appointed as members of said Committee of Conference:

SENATORS: Peterson, Odell, Below

HOUSE MESSAGE

The House of Representatives refuses to concur with the Senate in the adoption of the amendment(s) to the following entitled Bill sent down from Senate:

HB 787-FN-A, relative to forest products promotion, establishing a forest products utilization charge, and requiring the department of resources and economic development to convene a task force.

and requests a Committee of Conference.

The Speaker, on the part of the House of Representatives, has appointed as members of said Committee of Conference:

REPRESENTATIVES: Thomas, Maxfield, Kaen, Leach

SENATE ACCEDES TO HOUSE REQUEST FOR A COMMITTEE OF CONFERENCE

HB 787-FN-A, relative to forest products promotion, establishing a forest products utilization charge, and requiring the department of resources and economic development to convene a task force.

Senator Odell moved to accede to the request for a Committee of Conference.

Adopted.

The President, on the part of the Senate, has appointed as members of said Committee of Conference:

SENATORS: Johnson, Gallus, Below

RESOLUTION

Senator Clegg moved that the Senate now adjourn from the early session, that the business of the late session be in order at the present time, that all bills and resolutions ordered to third reading be by this resolution read a third time and all titles be the same as adopted, and that they be passed at the present time

Adopted.

LATE SESSION

Third Reading and Final Passage

HB 79, relative to the regulation of the installation and servicing of fire suppression systems.

HB 135-FN-L, relative to charter schools.

HB 173, making technical corrections relative to the exception from the meals and rooms tax for gratuities.

HB 175, relative to membership of attorneys in the New Hampshire Bar Association and lobbying by the Bar Association.

HB 178, relative to detention for violations of protective orders.

HB 204, relative to venue in juvenile proceedings.

HB 205, relative to the use of criminal records and reports.

HB 242, relative to the number of members on, and quorum necessary for, the assessing standards board.

HB 245, relative to child custody decisions.

HB 248, requiring the disclosure of information to victims in juvenile delinquency cases.

HB 261, relative to lucky 7 licenses.

HB 262, relative to operators of bingo and games of chance.

HB 296, relative to settlement agreements in medical malpractice suits.

HB 323, relative to the task force on family law.

HB 336-L, relative to the development and adoption of the school administrative unit budget.

HB 415, raising the age of the speedy trial requirement from 13 years of age to 16 years of age in sexual assault cases involving minors and relative to the exclusive authority of the state over the regulation of firearms, ammunition, and components thereof.

HB 447, limiting retroactive child support awards under the uniform act on paternity.

HB 461, establishing a commission to study financial exploitation of the elderly and persons with disabilities.

HB 470, relative to health insurance providers.

HB 486, relative to access to child support enforcement records.

HB 509, relative to access to motor vehicle records.

HB 546, relative to uniform prescription drug information cards.

HB 558, relative to financial reports on bingo and lucky 7 operations.

HB 709-FN, relative to nursing homes in receivership.

HB 748, making changes to the laws governing off highway recreational vehicles and the multi-use state-wide trail system.

ANNOUNCEMENTS

SENATOR BARNES: I have a question, Mr. President.

SENATOR EATON (In the Chair): Yes sir?

SENATOR BARNES: When we leave here today, what happens after this?

SENATOR EATON (In the Chair): We will be back on the 24th.

SENATOR BARNES: We are not back until the 24th?

SENATOR EATON (In the Chair): We will be coming back on the 24th.

SENATOR BARNES: All of the Committee of Conferences have been...

SENATOR EATON (In the Chair): The Committee of Conferences will be worked out as we go forward and the sign-off date for Committee of Conference is June 18. Last day to recommend Committee of Conference is June 12.

SENATOR BARNES: Is someone going to obviously let us know where they are and where they are going?

SENATOR EATON (In the Chair): The first named will let everyone know where the Committee of Conference is and you will be receiving all of the message for those.

SENATOR BARNES: But we don't come back until the 24th for session?

SENATOR EATON (In the Chair): That is correct.

SENATOR BARNES: Thank you. The 24th is a Tuesday.

SENATOR EATON (In the Chair): That is correct.

SENATOR EATON (In the Chair): Thank you all very, very much.

RESOLUTION

Senator Clegg moved that the Senate recess to the Call of the Chair for the sole purpose of receiving House Messages, processing Enrolled Bill Reports and Amendments, forming Committees of Conference, and that when we adjourn, we adjourn to the Call of the Chair.

Adopted.

In recess.

Out of recess.

HOUSE MESSAGE

The House of Representatives refuses to concur with the Senate in the adoption of the amendment(s) to the following entitled Bill sent down from Senate:

HB 357-FN, relative to child support insurance settlement intercept. and requests a Committee of Conference.

The Speaker, on the part of the House of Representatives, has appointed as members of said Committee of Conference:

REPRESENTATIVES: Arnold, Hallyburton, Dokmo, Barbara Richardson

SENATE ACCEDES TO HOUSE REQUEST FOR A COMMITTEE OF CONFERENCE

HB 357-FN, relative to child support insurance settlement intercept.

Senator Peterson moved to accede to the request for a Committee of Conference.

Adopted.

The President, on the part of the Senate, has appointed as members of said Committee of Conference:

SENATORS: Sapareto, Peterson, Foster

HOUSE MESSAGE

The House of Representatives refuses to concur with the Senate in the adoption of the amendment(s) to the following entitled Bill sent down from Senate:

HB 577-FN-A-L, relative to implementing the Help America Vote Act of 2002 and relative to rulemaking by the secretary of state.

and requests a Committee of Conference.

The Speaker, on the part of the House of Representatives, has appointed as members of said Committee of Conference:

REPRESENTATIVES: Dickinson, Whalley, Rodeschin, Drisko

SENATE ACCEDES TO HOUSE REQUEST FOR A COMMITTEE OF CONFERENCE

HB 577-FN-A-L, relative to implementing the Help America Vote Act of 2002 and relative to rulemaking by the secretary of state.

Senator Boyce moved to accede to the request for a Committee of Conference.

Adopted.

The President, on the part of the Senate, has appointed as members of said Committee of Conference:

SENATORS: Boyce, Roberge, Cohen

HOUSE MESSAGE

The House of Representatives refuses to concur with the Senate in the adoption of the amendment(s) to the following entitled Bill sent down from Senate:

HB 621-FN-A-L, establishing an early childhood literacy program.
and requests a Committee of Conference.

The Speaker, on the part of the House of Representatives, has appointed as members of said Committee of Conference:

REPRESENTATIVES: Carson, Colcord, Kurk, Claire Clarke

**SENATE ACCEDES TO HOUSE REQUEST FOR
A COMMITTEE OF CONFERENCE**

HB 621-FN-A-L, establishing an early childhood literacy program.

Senator O'Hearn moved to accede to the request for a Committee of Conference.

Adopted.

The President, on the part of the Senate, has appointed as members of said Committee of Conference:

SENATORS: Odell, O'Hearn, Foster

HOUSE MESSAGE

The House of Representatives accedes to the request of the Senate for a Committee of Conference on the following entitled Bill:

SB 41-FN, relative to the installation of airbags.

and the Speaker, on the part of the House of Representatives, has appointed as members of said Committee of Conference:

REPRESENTATIVES: Packard, Bergeron, Ferland, Letourneau

HOUSE MESSAGE

The House of Representatives refuses to concur with the Senate in the adoption of the amendment(s) to the following entitled Bill sent down from Senate:

HB 135-FN-L, relative to charter schools.
and requests a Committee of Conference.

The Speaker, on the part of the House of Representatives, has appointed as members of said Committee of Conference:

REPRESENTATIVES: Alger, Laurent, Snyder, Dodge

**SENATE ACCEDES TO HOUSE REQUEST FOR
A COMMITTEE OF CONFERENCE**

HB 135-FN-L, relative to charter schools.

Senator O'Hearn moved to accede to the request for a Committee of Conference.

Adopted.

The President, on the part of the Senate, has appointed as members of said Committee of Conference:

SENATORS: O'Hearn, Johnson, Larsen

HOUSE MESSAGE

The House of Representatives refuses to concur with the Senate in the adoption of the amendment(s) to the following entitled Bill sent down from Senate:

HB 175, relative to membership of attorneys in the New Hampshire Bar Association and lobbying by the Bar Association.

and requests a Committee of Conference.

The Speaker, on the part of the House of Representatives, has appointed as members of said Committee of Conference:

REPRESENTATIVES: Rowe, Haytayan, John Pratt, Mock

SENATE ACCEDES TO HOUSE REQUEST FOR A COMMITTEE OF CONFERENCE

HB 175, relative to membership of attorneys in the New Hampshire Bar Association and lobbying by the Bar Association.

Senator Peterson moved to accede to the request for a Committee of Conference.

Adopted.

The President, on the part of the Senate, has appointed as members of said Committee of Conference:

SENATORS: Roberge, Clegg, D'Allesandro

HOUSE MESSAGE

The House of Representatives refuses to concur with the Senate in the adoption of the amendment(s) to the following entitled Bill sent down from Senate:

HB 280-FN, relative to the poison information center.

and requests a Committee of Conference.

The Speaker, on the part of the House of Representatives, has appointed as members of said Committee of Conference:

REPRESENTATIVES: Thomas, Maxfield, Major, Elliott

SENATE ACCEDES TO HOUSE REQUEST FOR A COMMITTEE OF CONFERENCE

HB 280-FN, relative to the poison information center.

Senator Martel moved to accede to the request for a Committee of Conference.

Adopted.

The President, on the part of the Senate, has appointed as members of said Committee of Conference:

SENATORS: Martel, Boyce, Estabrook

HOUSE MESSAGE

The House of Representatives refuses to concur with the Senate in the adoption of the amendment(s) to the following entitled Bill sent down from Senate:

HB 389, relative to victim impact statements and deleting the prohibition on funding certain positions in the office of victim/witness assistance with funds from the victims' assistance fund.

and requests a Committee of Conference.

The Speaker, on the part of the House of Representatives, has appointed as members of said Committee of Conference:

REPRESENTATIVES: Stevens, Nedeau, Tholl, Timothy Robertson

SENATE ACCEDES TO HOUSE REQUEST FOR A COMMITTEE OF CONFERENCE

HB 389, relative to victim impact statements and deleting the prohibition on funding certain positions in the office of victim/witness assistance with funds from the victims' assistance fund.

Senator Prescott moved to accede to the request for a Committee of Conference.

Adopted.

The President, on the part of the Senate, has appointed as members of said Committee of Conference:

SENATORS: Prescott, Boyce, Cohen

HOUSE MESSAGE

The House of Representatives refuses to concur with the Senate in the adoption of the amendment(s) to the following entitled Bill sent down from Senate:

HB 751-FN-L, implementing an alternative school building aid grant formula, establishing size and cost standards for the construction of new school facilities, and permitting high school vocational technical education programs which lease space to be eligible for school building aid grants. and requests a Committee of Conference.

The Speaker, on the part of the House of Representatives, has appointed as members of said Committee of Conference:

REPRESENTATIVES: Alger, Laurent, Snyder, Mercer

SENATE ACCEDES TO HOUSE REQUEST FOR A COMMITTEE OF CONFERENCE

HB 751-FN-L, implementing an alternative school building aid grant formula, establishing size and cost standards for the construction of new school facilities, and permitting high school vocational technical education programs which lease space to be eligible for school building aid grants.

Senator O'Hearn moved to accede to the request for a Committee of Conference.

Adopted.

The President, on the part of the Senate, has appointed as members of said Committee of Conference:

SENATORS: O'Hearn, Boyce, Foster

HOUSE MESSAGE

The House of Representatives refuses to concur with the Senate in the adoption of the amendment(s) to the following entitled Bill sent down from Senate:

HB 242, relative to the number of members on, and quorum necessary for, the assessing standards board.

and requests a Committee of Conference.

The Speaker, on the part of the House of Representatives, has appointed as members of said Committee of Conference:

REPRESENTATIVES: Patten, Lockwood, Stohl, Theberge

SENATE ACCEDES TO HOUSE REQUEST FOR A COMMITTEE OF CONFERENCE

HB 242, relative to the number of members on, and quorum necessary for, the assessing standards board.

Senator Boyce moved to accede to the request for a Committee of Conference.

Adopted.

The President, on the part of the Senate, has appointed as members of said Committee of Conference:

SENATORS: Boyce, Flanders, Larsen

HOUSE MESSAGE

The House of Representatives refuses to concur with the Senate in the adoption of the amendment(s) to the following entitled Bill sent down from Senate:

HB 615-FN, relative to the requirements for registration of sexual offenders.

and requests a Committee of Conference.

The Speaker, on the part of the House of Representatives, has appointed as members of said Committee of Conference:

REPRESENTATIVES: Karl Gilbert, Stevens, Knowles, Movsesian

SENATE ACCEDES TO HOUSE REQUEST FOR A COMMITTEE OF CONFERENCE

HB 615-FN, relative to the requirements for registration of sexual offenders.

Senator Peterson moved to accede to the request for a Committee of Conference.

Adopted.

The President, on the part of the Senate, has appointed as members of said Committee of Conference:

SENATORS: Peterson, Sapareto, Foster

HOUSE MESSAGE

The House of Representatives refuses to concur with the Senate in the adoption of the amendment(s) to the following entitled Bill sent down from Senate:

HB 81-FN-A, setting the rate for the medicaid enhancement tax for the biennium ending June 30, 2005.

and requests a Committee of Conference.

The Speaker, on the part of the House of Representatives, has appointed as members of said Committee of Conference:

REPRESENTATIVES: Roessner, Griffin, Christopher Pappas,
Daniel Eaton

**SENATE ACCEDES TO HOUSE REQUEST FOR
A COMMITTEE OF CONFERENCE**

HB 81-FN-A, setting the rate for the medicaid enhancement tax for the biennium ending June 30, 2005.

Senator D'Allesandro moved to accede to the request for a Committee of Conference.

Adopted.

The President, on the part of the Senate, has appointed as members of said Committee of Conference:

SENATORS: D'Allesandro, Gallus, Odell

HOUSE MESSAGE

The House of Representatives concurs with the Senate in the passage of the following entitled Bill, with amendment, in the passage of which amendment the House asks the concurrence of the Senate:

SB 45, relative to property tax exemptions and credits for the elderly, veterans, and the disabled, and allowing municipalities to adopt an optional date for filing exemptions.

**SENATE NONCONCURS AND REQUESTS
A COMMITTEE OF CONFERENCE**

SB 45, relative to property tax exemptions and credits for the elderly, veterans, and the disabled, and allowing municipalities to adopt an optional date for filing exemptions.

Senator Roberge moved to nonconcur and requests a Committee of Conference.

Adopted.

The President, on the part of the Senate, has appointed as member of said Committee of Conference:

SENATORS: Roberge, Barnes, D'Allesandro

HOUSE MESSAGE

The House of Representatives accedes to the request of the Senate for a Committee of Conference on the following entitled Bill:

SB 45, relative to property tax exemptions and credits for the elderly, veterans, and the disabled, and allowing municipalities to adopt an optional date for filing exemptions.

And the Speaker, on the part of the House of Representatives, has appointed as members of said Committee of Conference:

REPRESENTATIVES: Brundige, Twombly, Boyce, Theberge

HOUSE MESSAGE

The House of Representatives concurs with the Senate in the passage of the following entitled Bill, with amendment, in the passage of which amendment the House asks the concurrence of the Senate:

SB 62, relative to the application and enforcement of the state building code.

**SENATE NONCONCURS AND REQUESTS
A COMMITTEE OF CONFERENCE**

SB 62, relative to the application and enforcement of the state building code.

Senator Roberge moved to nonconcur and requests a Committee of Conference.

Adopted.

The President, on the part of the Senate, has appointed as member of said Committee of Conference:

SENATORS: Roberge, Clegg, Larsen

HOUSE MESSAGE

The House of Representatives accedes to the request of the Senate for a Committee of Conference on the following entitled Bill:

SB 62, relative to the application and enforcement of the state building code.

And the Speaker, on the part of the House of Representatives, has appointed as members of said Committee of Conference:

REPRESENTATIVES: Brundige, Gillick, Buhlman, Osborne

HOUSE MESSAGE

The House of Representatives refuses to concur with the Senate in the adoption of the amendment(s) to the following entitled Bill sent down from Senate:

HB 608-FN-L, reducing the education property tax rate and relative to the calculation of adequate education grants.

and requests a Committee of Conference.

The Speaker, on the part of the House of Representatives, has appointed as members of said Committee of Conference:

REPRESENTATIVES: King, Hess, Major, Jeffrey Gilbert

**SENATE ACCEDES TO HOUSE REQUEST FOR
A COMMITTEE OF CONFERENCE**

HB 608-FN-L, reducing the education property tax rate and relative to the calculation of adequate education grants.

Senator O'Hearn moved to accede to the request for a Committee of Conference.

Adopted.

The President, on the part of the Senate, has appointed as members of said Committee of Conference:

SENATORS: Green, Morse, Below

CONFeree CHANGE: Senator Gatsas Replaced Senator Green

ALTERNATE: Senator O'Hearn

HOUSE MESSAGE

The House of Representatives refuses to concur with the Senate in the adoption of the amendment(s) to the following entitled Bill sent down from Senate:

HB 1-A, making appropriations for the expenses of certain departments of the state for fiscal years ending June 30, 2004, and June 30, 2005. and requests a Committee of Conference.

The Speaker, on the part of the House of Representatives, has appointed as members of said Committee of Conference:

REPRESENTATIVES: Kurk, Whalley, Weyler, Rogers Johnson, Wallner

ALTERNATES: Representatives Chandler, Wendelboe, Emerton, Stone, Major, Marjorie Smith

SENATE ACCEDES TO HOUSE REQUEST FOR A COMMITTEE OF CONFERENCE

HB 1-A, making appropriations for the expenses of certain departments of the state for fiscal years ending June 30, 2004, and June 30, 2005.

Senator Green moved to accede to the request for a Committee of Conference.

Adopted.

The President, on the part of the Senate, has appointed as members of said Committee of Conference:

SENATORS: Green, Boyce, Clegg, D'allesandro

ALTERNATE: Senator Eaton

HOUSE MESSAGE

The House of Representatives refuses to concur with the Senate in the adoption of the amendment(s) to the following entitled Bill sent down from Senate:

HB 2-FN-A, relative to state fees, funds, revenues, and expenditures. and requests a Committee of Conference.

The Speaker, on the part of the House of Representatives, has appointed as members of said Committee of Conference:

REPRESENTATIVES: Kurk, Weyler, Whalley, Giuda, Wallner

ALTERNATES: Representatives Chandler, Emerton, Wendelboe, Stone, Rogers Johnson & Marjorie Smith

SENATE ACCEDES TO HOUSE REQUEST FOR A COMMITTEE OF CONFERENCE

HB 2-FN-A, relative to state fees, funds, revenues, and expenditures. Senator Green moved to accede to the request for a Committee of Conference.

Adopted.

The President, on the part of the Senate, has appointed as members of said Committee of Conference:

SENATORS: Green, Boyce, Clegg, D'Allesandro

ALTERNATE: Senator Eaton

HOUSE MESSAGE

The House of Representatives refuses to concur with the Senate in the adoption of the amendment(s) to the following entitled Bill sent down from Senate:

HB 25-FN-A, making appropriations for capital improvements.
and requests a Committee of Conference.

The Speaker, on the part of the House of Representatives, has appointed as members of said Committee of Conference:

REPRESENTATIVES: Edwin Smith, Leber, Rausch, Weyler,
Candace Bouchard

ALTERNATES: Representatives Francoeur, Holland, Dodge, Cloutier

**SENATE ACCEDES TO HOUSE REQUEST FOR
A COMMITTEE OF CONFERENCE**

HB 25-FN-A, making appropriations for capital improvements.

Senator Clegg moved to accede to the request for a Committee of Conference.

Adopted.

The President, on the part of the Senate, has appointed as members of said Committee of Conference:

SENATORS: Clegg, Morse, D'Allesandro

HOUSE MESSAGE

The House of Representatives refuses to concur with the Senate in the adoption of the amendment(s) to the following entitled Bill sent down from Senate:

HB 461, establishing a commission to study financial exploitation of the elderly and persons with disabilities.

and requests a Committee of Conference.

The Speaker, on the part of the House of Representatives, has appointed as members of said Committee of Conference:

REPRESENTATIVES: Joseph Manning, Mackay, Seldin, Batula

**SENATE ACCEDES TO HOUSE REQUEST FOR
A COMMITTEE OF CONFERENCE**

HB 461, establishing a commission to study financial exploitation of the elderly and persons with disabilities.

Senator Roberge moved to accede to the request for a Committee of Conference.

Adopted.

The President, on the part of the Senate, has appointed as members of said Committee of Conference:

SENATORS: Barnes, Martel, Larsen

HOUSE MESSAGE

The House of Representatives refuses to concur with the Senate in the adoption of the amendment(s) to the following entitled Bill sent down from Senate:

HB 470, relative to health insurance providers.

and requests a Committee of Conference.

The Speaker, on the part of the House of Representatives, has appointed as members of said Committee of Conference:

REPRESENTATIVES: Hunt, Fraser, Liebl, Kathleen Taylor

**SENATE ACCEDES TO HOUSE REQUEST FOR
A COMMITTEE OF CONFERENCE**

HB 470, relative to health insurance providers.

Senator Flanders moved to accede to the request for a Committee of Conference.

Adopted.

The President, on the part of the Senate, has appointed as members of said Committee of Conference:

SENATORS: Flanders, Martel, Cohen

HOUSE MESSAGE

The House of Representatives refuses to concur with the Senate in the adoption of the amendment(s) to the following entitled Bill sent down from Senate:

HB 546, relative to uniform prescription drug information cards.
and requests a Committee of Conference.

The Speaker, on the part of the House of Representatives, has appointed as members of said Committee of Conference:

REPRESENTATIVES: Hunt, Fraser, Liebl, Kathleen Taylor

**SENATE ACCEDES TO HOUSE REQUEST FOR
A COMMITTEE OF CONFERENCE**

HB 546, relative to uniform prescription drug information cards.

Senator Flanders moved to accede to the request for a Committee of Conference.

Adopted.

The President, on the part of the Senate, has appointed as members of said Committee of Conference:

SENATORS: Flanders, Martel, Cohen

HOUSE MESSAGE

The House of Representatives refuses to concur with the Senate in the adoption of the amendment(s) to the following entitled Bill sent down from Senate:

HB 669-FN, relative to dental insurance benefits and eligibility for medical benefits for retired state employees.
and requests a Committee of Conference.

The Speaker, on the part of the House of Representatives, has appointed as members of said Committee of Conference:

REPRESENTATIVES: O'Neil, Zolla, Irwin, Robert Wheeler

**SENATE ACCEDES TO HOUSE REQUEST FOR
A COMMITTEE OF CONFERENCE**

HB 669-FN, relative to dental insurance benefits and eligibility for medical benefits for retired state employees.

Senator Flanders moved to accede to the request for a Committee of Conference.

Adopted.

The President, on the part of the Senate, has appointed as members of said Committee of Conference:

SENATORS: Prescott, Martel, Estabrook

HOUSE MESSAGE

The House of Representatives refuses to concur with the Senate in the adoption of the amendment(s) to the following entitled Bill sent down from Senate:

HB 671-FN-A, establishing a contributory defined benefit judicial retirement plan.

and requests a Committee of Conference.

The Speaker, on the part of the House of Representatives, has appointed as members of said Committee of Conference:

REPRESENTATIVES: O'Neil, Hamel, Robert Wheeler, Mitchell

SENATE ACCEDES TO HOUSE REQUEST FOR A COMMITTEE OF CONFERENCE

HB 671-FN-A, establishing a contributory defined benefit judicial retirement plan.

Senator Flanders moved to accede to the request for a Committee of Conference.

Adopted.

The President, on the part of the Senate, has appointed as members of said Committee of Conference:

SENATORS: Gatsas, Morse, Cohen

HOUSE MESSAGE

The House of Representatives refuses to concur with the Senate in the adoption of the amendment(s) to the following entitled Bill sent down from Senate:

HB 705, establishing a committee to study the application of the communications services tax to the provision of Internet services and relative to the rate of the communications services tax and the property tax exemption for wooden poles and conduits.

and requests a Committee of Conference.

The Speaker, on the part of the House of Representatives, has appointed as members of said Committee of Conference:

REPRESENTATIVES: Hess, Roessner, Thomas, Hager

SENATE ACCEDES TO HOUSE REQUEST FOR A COMMITTEE OF CONFERENCE

HB 705, establishing a committee to study the application of the communications services tax to the provision of Internet services and relative to the rate of the communications services tax and the property tax exemption for wooden poles and conduits.

Senator Odell moved to accede to the request for a Committee of Conference.

Adopted.

The President, on the part of the Senate, has appointed as members of said Committee of Conference:

SENATORS: Green, Odell, D'Allesandro

HOUSE MESSAGE

The House of Representatives concurs with the Senate in the passage of the following entitled Bill, with amendment, in the passage of which amendment the House asks the concurrence of the Senate:

SB 42, relative to charitable contributions by insurance agents.

SENATE NONCONCURS AND REQUESTS A COMMITTEE OF CONFERENCE

SB 42, relative to charitable contributions by insurance agents.

Senator Flanders moved to nonconcur and requests a Committee of Conference.

Adopted.

The President, on the part of the Senate, has appointed as member of said Committee of Conference:

SENATORS: Odell, Flanders, Cohen

HOUSE MESSAGE

The House of Representatives accedes to the request of the Senate for a Committee of Conference on the following entitled Bill:

SB 42, relative to charitable contributions by insurance agents.

and the Speaker, on the part of the House of Representatives, has appointed as members of said Committee of Conference:

REPRESENTATIVES: Hunt, Fraser, Donald Flanders, Meader

HOUSE MESSAGE

The House of Representatives refuses to concur with the Senate in the adoption of the amendment(s) to the following entitled Bill sent down from Senate:

HB 204, relative to venue in juvenile proceedings.

and requests a Committee of Conference.

The Speaker, on the part of the House of Representatives, has appointed as members of said Committee of Conference:

REPRESENTATIVES: Moran, McRae, Arnold, Barbara Richardson

SENATE ACCEDES TO HOUSE REQUEST FOR A COMMITTEE OF CONFERENCE

HB 204, relative to venue in juvenile proceedings.

Senator Peterson moved to accede to the request for a Committee of Conference.

Adopted.

The President, on the part of the Senate, has appointed as members of said Committee of Conference:

SENATORS: Peterson, Sapareto, Foster

HOUSE MESSAGE

The House of Representatives refuses to concur with the Senate in the adoption of the amendment(s) to the following entitled Bill sent down from Senate:

HB 248, requiring the disclosure of information to victims in juvenile delinquency cases.

and requests a Committee of Conference.

The Speaker, on the part of the House of Representatives, has appointed as members of said Committee of Conference:

REPRESENTATIVES: Moran, Janet Allen, Arnold, Gile

**SENATE ACCEDES TO HOUSE REQUEST FOR
A COMMITTEE OF CONFERENCE**

HB 248, requiring the disclosure of information to victims in juvenile delinquency cases.

Senator Peterson moved to accede to the request for a Committee of Conference.

Adopted.

The President, on the part of the Senate, has appointed as members of said Committee of Conference:

SENATORS: Peterson, Roberge, Foster

HOUSE MESSAGE

The House of Representatives refuses to concur with the Senate in the adoption of the amendment(s) to the following entitled Bill sent down from Senate:

HB 323, relative to the task force on family law.

and requests a Committee of Conference.

The Speaker, on the part of the House of Representatives, has appointed as members of said Committee of Conference:

REPRESENTATIVES: Moran, McRae, Arnold, Barbara Richardson

**SENATE ACCEDES TO HOUSE REQUEST FOR
A COMMITTEE OF CONFERENCE**

HB 323, relative to the task force on family law.

Senator Peterson moved to accede to the request for a Committee of Conference.

Adopted.

The President, on the part of the Senate, has appointed as members of said Committee of Conference:

SENATORS: Roberge, Peterson, Foster

HOUSE MESSAGE

The House of Representatives refuses to concur with the Senate in the adoption of the amendment(s) to the following entitled Bill sent down from Senate:

HB 415, raising the age of the speedy trial requirement from 13 years of age to 16 years of age in sexual assault cases involving minors and relative to the exclusive authority of the state over the regulation of firearms, ammunition, and components thereof.

and requests a Committee of Conference.

The Speaker, on the part of the House of Representatives, has appointed as members of said Committee of Conference:

REPRESENTATIVES: Stevens, Welch, Bicknell, Knowles

SENATE ACCEDES TO HOUSE REQUEST FOR A COMMITTEE OF CONFERENCE

HB 415, raising the age of the speedy trial requirement from 13 years of age to 16 years of age in sexual assault cases involving minors and relative to the exclusive authority of the state over the regulation of firearms, ammunition, and components thereof.

Senator Peterson moved to accede to the request for a Committee of Conference.

Adopted.

The President, on the part of the Senate, has appointed as members of said Committee of Conference:

SENATORS: Roberge, Sapareto, Foster

CONFeree CHANGE: Senator Clegg Replaced Senator Sapareto

HOUSE MESSAGE

The House of Representatives refuses to concur with the Senate in the adoption of the amendment(s) to the following entitled Bill sent down from Senate:

HB 509, relative to access to motor vehicle records.

and requests a Committee of Conference.

The Speaker, on the part of the House of Representatives, has appointed as members of said Committee of Conference:

REPRESENTATIVES: Packard, John Flanders, Letourneau, Ferland

SENATE ACCEDES TO HOUSE REQUEST FOR A COMMITTEE OF CONFERENCE

HB 509, relative to access to motor vehicle records.

Senator Kenney moved to accede to the request for a Committee of Conference.

Adopted.

The President, on the part of the Senate, has appointed as members of said Committee of Conference:

SENATORS: Kenney, Morse, Below

HOUSE MESSAGE

The House of Representatives refuses to concur with the Senate in the adoption of the amendment(s) to the following entitled Bill sent down from Senate:

HB 173, making technical corrections relative to the exception from the meals and rooms tax for gratuities.

and requests a Committee of Conference.

The Speaker, on the part of the House of Representatives, has appointed as members of said Committee of Conference:

REPRESENTATIVES: Roessner, Hughes, Ingram, Christine Hamm

SENATE ACCEDES TO HOUSE REQUEST FOR A COMMITTEE OF CONFERENCE

HB 173, making technical corrections relative to the exception from the meals and rooms tax for gratuities.

Senator D'Allesandro moved to accede to the request for a Committee of Conference.

Adopted.

The President, on the part of the Senate, has appointed as members of said Committee of Conference:

SENATORS: D'Allesandro, Gallus, Odell

HOUSE MESSAGE

The House of Representatives refuses to concur with the Senate in the adoption of the amendment(s) to the following entitled Bill sent down from Senate:

HB 261, relative to lucky 7 licenses.

and requests a Committee of Conference.

The Speaker, on the part of the House of Representatives, has appointed as members of said Committee of Conference:

REPRESENTATIVES: Griffin, Gibson, McCormick, Christopher Pappas

SENATE ACCEDES TO HOUSE REQUEST FOR A COMMITTEE OF CONFERENCE

HB 261, relative to lucky 7 licenses.

Senator D'Allesandro moved to accede to the request for a Committee of Conference.

Adopted.

The President, on the part of the Senate, has appointed as members of said Committee of Conference:

SENATORS: D'Allesandro, Boyce, Gallus

HOUSE MESSAGE

The House of Representatives refuses to concur with the Senate in the adoption of the amendment(s) to the following entitled Bill sent down from Senate:

HB 262, relative to operators of bingo and games of chance.

and requests a Committee of Conference.

The Speaker, on the part of the House of Representatives, has appointed as members of said Committee of Conference:

REPRESENTATIVES: Gibson, Griffin, McCormick, Christopher Pappas

**SENATE ACCEDES TO HOUSE REQUEST FOR
A COMMITTEE OF CONFERENCE**

HB 262, relative to operators of bingo and games of chance.

Senator D'Allesandro moved to accede to the request for a Committee of Conference.

Adopted.

The President, on the part of the Senate, has appointed as members of said Committee of Conference:

SENATORS: D'Allesandro, Boyce, Gallus

HOUSE MESSAGE

The House of Representatives refuses to concur with the Senate in the adoption of the amendment(s) to the following entitled Bill sent down from Senate:

HB 558, relative to financial reports on bingo and lucky 7 operations. and requests a Committee of Conference.

The Speaker, on the part of the House of Representatives, has appointed as members of said Committee of Conference:

REPRESENTATIVES: Jasper, Griffin, Gibson, Christopher Pappas

**SENATE ACCEDES TO HOUSE REQUEST FOR
A COMMITTEE OF CONFERENCE**

HB 558, relative to financial reports on bingo and lucky 7 operations. Senator D'Allesandro moved to accede to the request for a Committee of Conference.

Adopted.

The President, on the part of the Senate, has appointed as members of said Committee of Conference:

SENATORS: Gallus, D'Allesandro, Boyce

HOUSE MESSAGE

The House of Representatives refuses to concur with the Senate in the adoption of the amendment(s) to the following entitled Bill sent down from Senate:

HB 748, making changes to the laws governing off highway recreational vehicles and the multi-use statewide trail system. and requests a Committee of Conference.

The Speaker, on the part of the House of Representatives, has appointed as members of said Committee of Conference:

REPRESENTATIVES: Lawton, Royce, Richard Cooney, Brueggemann

**SENATE ACCEDES TO HOUSE REQUEST FOR
A COMMITTEE OF CONFERENCE**

HB 748, making changes to the laws governing off highway recreational vehicles and the multi-use statewide trail system.

Senator Gallus moved to accede to the request for a Committee of Conference.

Adopted.

The President, on the part of the Senate, has appointed as members of said Committee of Conference:

SENATORS: Odell, Johnson, Cohen

HOUSE MESSAGE

The House of Representatives refuses to concur with the Senate in the adoption of the amendment(s) to the following entitled Bill sent down from Senate:

HB 336-L, relative to the development and adoption of the school administrative unit budget.

and requests a Committee of Conference.

The Speaker, on the part of the House of Representatives, has appointed as members of said Committee of Conference:

REPRESENTATIVES: Alger, Laurent, Snyder, Leone

SENATE ACCEDES TO HOUSE REQUEST FOR A COMMITTEE OF CONFERENCE

HB 336-L, relative to the development and adoption of the school administrative unit budget.

Senator O'Hearn moved to accede to the request for a Committee of Conference.

Adopted.

The President, on the part of the Senate, has appointed as members of said Committee of Conference:

SENATORS: Johnson, O'Hearn, Larsen

HOUSE MESSAGE

The House of Representatives refuses to concur with the Senate in the adoption of the amendment(s) to the following entitled Bill sent down from Senate:

HB 709-FN, relative to nursing homes in receivership.

and requests a Committee of Conference.

The Speaker, on the part of the House of Representatives, has appointed as members of said Committee of Conference:

REPRESENTATIVES: Wendelboe, Shultis, Phyllis Katsakiores,
Dalrymple

SENATE ACCEDES TO HOUSE REQUEST FOR A COMMITTEE OF CONFERENCE

HB 709-FN, relative to nursing homes in receivership.

Senator Martel moved to accede to the request for a Committee of Conference.

Adopted.

The President, on the part of the Senate, has appointed as members of said Committee of Conference:

SENATORS: Martel, Johnson, Estabrook

HOUSE MESSAGE

The House of Representatives refuses to concur with the Senate in the adoption of the amendment(s) to the following entitled Bill sent down from Senate:

HB 79, relative to the regulation of the installation and servicing of fire suppression systems.

and requests a Committee of Conference.

The Speaker, on the part of the House of Representatives, has appointed as members of said Committee of Conference:

REPRESENTATIVES: O'Neil, Hall, Nelson Allan, DeJoie

**SENATE ACCEDES TO HOUSE REQUEST FOR
A COMMITTEE OF CONFERENCE**

HB 79, relative to the regulation of the installation and servicing of fire suppression systems.

Senator Prescott moved to accede to the request for a Committee of Conference.

Adopted.

The President, on the part of the Senate, has appointed as members of said Committee of Conference:

SENATORS: Prescott, Kenney, Estabrook

HOUSE MESSAGE

The House of Representatives refuses to concur with the Senate in the adoption of the amendment(s) to the following entitled Bill sent down from Senate:

HB 796-FN-L, relative to the taxation of manufactured housing.

and requests a Committee of Conference.

The Speaker, on the part of the House of Representatives, has appointed as members of said Committee of Conference:

REPRESENTATIVES: Hunt, Fraser, Spiess, Meader

**SENATE ACCEDES TO HOUSE REQUEST FOR
A COMMITTEE OF CONFERENCE**

HB 796-FN-L, relative to the taxation of manufactured housing.

Senator Roberge moved to accede to the request for a Committee of Conference.

Adopted.

The President, on the part of the Senate, has appointed as members of said Committee of Conference:

SENATORS: Roberge, Barnes, Larsen

June 5, 2003
2003-2020-EBA
06/09

Enrolled Bill Amendment to HB 690-FN

The Committee on Enrolled Bills to which was referred HB 690-FN

AN ACT relative to agricultural crop damage and relative to agricultural liming materials.

Having considered the same, report the same with the following amendment, and the recommendation that the bill as amended ought to pass.

FOR THE COMMITTEE

Explanation to Enrolled Bill Amendment to HB 690-FN

This enrolled bill amendment makes technical corrections.

Enrolled Bill Amendment to HB 690-FN

Amend the title of the bill by replacing it with the following:

AN ACT relative to agricultural vandalism and relative to agricultural liming materials.

Amend RSA 539:9, I as inserted by section 1 of the bill by replacing line 3 with the following:

pasture or pasture land, livestock or other farm raised animals, as defined in RSA 21:34-a, and all

Amend RSA 539:9, I as inserted by section 1 of the bill by replacing line 5 with the following:

livestock or other farm raised animals, or aid in such action without permission of the owner, shall

Senator Eaton moved adoption.

Adopted.

June 9, 2003

2003-2035-EBA

08/09

Enrolled Bill Amendment to HB 725

The Committee on Enrolled Bills to which was referred HB 725

AN ACT relative to fraternal benefit societies.

Having considered the same, report the same with the following amendment, and the recommendation that the bill as amended ought to pass.

FOR THE COMMITTEE

Explanation to Enrolled Bill Amendment to HB 725

This enrolled bill amendment corrects references and makes technical changes.

Enrolled Bill Amendment to HB 725

Amend RSA 418:1 as inserted by section 1 of the bill by replacing line 2 with the following:

without capital stock, including one exempted under RSA 418:36, I(b), whether incorporated or not,

Amend RSA 418:4, I(a) as inserted by section 1 of the bill by replacing it with the following:

(a) Providing benefits as specified in RSA 418:15; and

Amend RSA 418:11 as inserted by section 1 of the bill by replacing line 2 with the following:

organizations to operate, not-for-profit institutions to further the purposes permitted in RSA 418:4, I(b).

Amend RSA 418:12, II as inserted by section 1 of the bill by replacing line 2 with the following:
another society in a consolidation or merger approved by the commissioner under RSA 418:13, or as

Amend RSA 418:28, I(c) as inserted by section 1 of the bill by replacing it with the following:

(c) A power of attorney to the commissioner as prescribed in RSA 418:33;

Amend RSA 418 as inserted by section 1 of the bill by renumbering sections 31-38 to read as 30-37, respectively.

Senator Eaton moved adoption.

Adopted.

June 5, 2003
2003-2017-EBA
04/09

Enrolled Bill Amendment to SB 94-FN

The Committee on Enrolled Bills to which was referred SB 94-FN

AN ACT requiring criminal conviction record checks for employees working in long-term care facilities and in home health care and for applicants for a license from the board of nursing.

Having considered the same, report the same with the following amendment, and the recommendation that the bill as amended ought to pass.

FOR THE COMMITTEE

Explanation to Enrolled Bill Amendment to SB 94-FN

This enrolled bill amendment makes a technical correction to the bill.

Enrolled Bill Amendment to SB 94-FN

Amend RSA 151:2-d, IV(b) as inserted by section 1 of the bill by replacing line 1 with the following:

(b) The cost of criminal history record checks for such temporary or per diem staff shall be

Senator Eaton moved adoption.

Adopted.

June 5, 2003
2003-2026-EBA
08/09

Enrolled Bill Amendment to SB 113

The Committee on Enrolled Bills to which was referred SB 113

AN ACT changing the name of Plymouth state college to Plymouth state university and amending the responsibilities of the postsecondary education commission.

Having considered the same, report the same with the following amendment, and the recommendation that the bill as amended ought to pass.

FOR THE COMMITTEE

Explanation to Enrolled Bill Amendment to SB 113

This enrolled bill amendment deletes a statutory reference made obsolete by 2003, 38 (SB 51-FN).

Enrolled Bill Amendment to SB 113

Amend section 1 of the bill by replacing lines 5 and 6 with the following: RSA 187-A:16, I; RSA 187-A:16, XIV; RSA 187-A:20; RSA 187-A:28-a; and RSA 188-D:2, I.

Senator Eaton moved adoption.

Adopted.

June 4, 2003

2003-1994-EBA

06/10

Enrolled Bill Amendment to SB 114

The Committee on Enrolled Bills to which was referred SB 114

AN ACT implementing an unsafe school choice option for pupils attending schools which have been classified as persistently dangerous and authorizing the state board of education to implement a complaint process to address school safety and school violence issues in nonpublic schools.

Having considered the same, report the same with the following amendment, and the recommendation that the bill as amended ought to pass.

FOR THE COMMITTEE**Explanation to Enrolled Bill Amendment to SB 114**

This enrolled bill amendment makes certain technical corrections to the bill.

Enrolled Bill Amendment to SB 114

Amend RSA 193-G:1, I(c) as inserted by section 1 of the bill by replacing it with the following:

(c) Aggravated felonious sexual assault under RSA 632-A:2.

Amend section 2 of the bill by replacing line 2 with the following: after paragraph XXIX the following new paragraph:

Senator Eaton moved adoption.

Adopted.

June 3, 2003

2003-1968-EBA

08/09

Enrolled Bill Amendment to SB 178

The Committee on Enrolled Bills to which was referred SB 178

AN ACT relative to guaranty funds.

Having considered the same, report the same with the following amendment, and the recommendation that the bill as amended ought to pass.

FOR THE COMMITTEE**Explanation to Enrolled Bill Amendment to SB 178**

This enrolled bill amendment makes a technical correction.

Enrolled Bill Amendment to SB 178

Amend RSA 404-B:5, IV as inserted by section 1 of the bill by replacing line 16 with the following:

insured's or third party liability claimant's net worth on such date shall be deemed to

Senator Eaton moved adoption.

Adopted.

REPORT OF COMMITTEE ON ENROLLED BILLS

The Committee on Enrolled Bills has examined and found correctly Enrolled the following entitled House and/or Senate Bill(s):

HB 66-FN, relative to executive agency rulemaking authority.

HB 75, relative to timber harvesting.

HB 82, to change the name of "Mount Clay" to Mount Reagan.

HB 123, relative to notice given to putative fathers in adoption proceedings.

HB 214, relative to discovery deposition of minors in criminal cases.

HB 240, establishing a committee to study ways to prevent suicide among young people in New Hampshire.

HB 431, eliminating application of the rule against perpetuities to instruments that contain safeguards relative to the continued alienability of property.

HB 460-FN, relative to property and casualty insurance.

HB 533, relative to health carrier disclosure for medical child support enforcement.

HB 560, relative to penalties for operating an aircraft while under the influence of alcohol or drugs, relative to fees related to aircraft, and making a technical correction.

HB 564-FN, relative to access to information in proceedings of the judicial conduct commission.

HB 578-FN-A, establishing a program for self-certification by small quantity hazardous waste generators and making an appropriation therefor.

HB 591-FN, allowing a certain former state employee to apply for accidental disability benefits.

HB 605-FN, relative to prohibited election day activity and relative to electioneering by public employees.

HB 617-FN, relative to the licensure of dentists and regulation by the board of dental examiners.

HB 684-FN, relative to the insurance rating law.

HB 693-FN, relative to the jurisdiction and constitution of the ballot law commission.

HB 694-FN, relative to tobacco product manufacturers not entering master settlement agreements and changing the tax on tobacco products other than cigarettes.

HB 703-FN, permitting free day-use admission to the state park system for disabled veterans.

HB 758-FN, relative to the criteria for medicaid eligibility.

HB 805, establishing a consensus revenue estimating panel.

HB 816, making technical corrections to the securities laws.

HB 819, relative to original and youth operators' licenses.

HB 825, establishing a committee to study methods of safely reducing the prison population in the state.

SB 40, relative to filing of complaints for violation-level offenses and making the electronic submission of a false statement chargeable as unsworn falsification.

SB 116, establishing a committee to study methods to prevent or reduce the high school dropout rate.

SB 133, relative to amending the charter of Dartmouth college.

SB 135, relative to hotelkeeper or innkeeper liability for personal child care services.

SB 139, relative to exhibition fees charged by the boxing and wrestling commission.

SB 177, relative to credit unions.

SB 180, making certain changes in the banking laws.

SB 181, relative to investigations by and license revocation appeals to the board of trust company incorporation.

SB 193, extending the report date for the commission on the education of the deaf and hard of hearing in New Hampshire and the commission on architecturally secure facilities and community shelter care facilities for juveniles.

SB 221, relative to the offense of obstructing government administration by the use of simulated legal process.

SB 226, increasing the homestead exemption.

Senator D'Allesandro moved adoption.

Adopted.

REPORT OF COMMITTEE ON ENROLLED BILLS

The Committee on Enrolled Bills has examined and found correctly Enrolled the following entitled House and/or Senate Bill(s):

HB 368, making technical corrections to the statutory list of dedicated funds.

HB 507, relative to certain statutes that set minimum requirements for employee benefit plan procedures pertaining to the filing of benefit claims, notification of benefit determinations, and appeal of adverse benefit determinations.

HB 565-FN-A, establishing a commission to implement the Hampton Beach Master Plan.

HB 728-FN-A, establishing a dedicated fund for organic certification inspections.

HB 738-FN-A, permitting aid to public water systems to be used for forming or improving regional water systems and making an appropriation therefor.

SB 113, changing the name of Plymouth state college to Plymouth state university and amending the responsibilities of the postsecondary education commission.

SB 157, establishing a committee to study certain issues relative to municipal planning.

SB 179-FN-A, relative to positions in the banking department.

Senator D'Allesandro moved adoption.

Adopted.

REPORT OF COMMITTEE ON ENROLLED BILLS

The Committee on Enrolled Bills has examined and found correctly Enrolled the following entitled House and/or Senate Bill(s):

HB 763-FN, requiring parental notification before abortions may be performed on unemancipated minors.

Senator D'Allesandro moved adoption.

Adopted.

In recess to the Call of the Chair.

Out of Recess.

June 16, 2003
2003-2127-EBA
03/01

Enrolled Bill Amendment to SB 73

The Committee on Enrolled Bills to which was referred SB 73

AN ACT establishing a committee to study establishing enterprise zones in economically deprived or challenged communities, and relative to the Black Brook Park Tax Increment Finance District.

Having considered the same, report the same with the following amendment, and the recommendation that the bill as amended ought to pass.

FOR THE COMMITTEE**Explanation to Enrolled Bill Amendment to SB 73**

This enrolled bill amendment corrects references in the bill.

Enrolled Bill Amendment to SB 73

Amend the title of the bill by replacing it with the following:

AN ACT establishing a committee to study establishing enterprise zones in economically deprived or challenged communities, and relative to the Black Brook Corporate Park Tax Increment Financing District.

Amend section 6 of the bill by replacing line 2 with the following: provisions of RSA 162-K:5, or any other law, the boundaries of the Black Brook Corporate Park Tax

Senator Eaton moved adoption.

Adopted.

COMMITTEE OF CONFERENCE CHANGES

HB 175, relative to membership of attorneys in the New Hampshire Bar Association and lobbying by the Bar Association.

SENATORS: Roberge, Clegg, D'Allesandro

CONFeree CHANGE: Senator Flanders Replaced Senator D'Allesandro

HB 608, reducing the education property tax rate and relative to the calculation of adequate education grants.

SENATORS: Green, Morse, Below

CONFeree CHANGE: Senator Gatsas Replaced Senator Green

ALTERNATE: Senator O'Hearn

CONFeree CHANGE: Senator O'hearn Replaced Senator Below

HB 817, relative to the regulation of first and second mortgage brokers and mortgage servicers.

SENATORS: Flanders, Barnes, Foster

CONFEREE CHANGE: Senator Boyce Replaced Senator Foster

HB 135, relative to charter schools.

SENATORS: O'Hearn, Johnson, Larsen

CONFEREE CHANGE: Senator Flanders Replaced Senator Larsen

HB 627, relative to domicile for voting purposes and penalties for voter fraud.

SENATORS: Roberge, Boyce, Larsen

CONFEREE CHANGE: Senator Flanders Replaced Senator Larsen

HB 606, establishing a right-to-know study commission.

SENATORS: Flanders, Odell, Cohen

CONFEREE CHANGE: Senator Boyce Replaced Senator Cohen

HB 577-FN-A-L, relative to implementing the Help America Vote Act of 2002 and relative to rulemaking by the secretary of state.

SENATORS: Boyce, Roberge, Cohen

CONFEREE CHANGE: Senator Flanders Replaced Senator Cohen

SB 44, relative to penalties for vehicle dealers.

SENATORS: Flanders, Morse, Below

CONFEREE CHANGE: Senator Kenney Replaced Senator Flanders

REPORT OF COMMITTEE ON ENROLLED BILLS

The Committee on Enrolled Bills has examined and found correctly Enrolled the following entitled House and/or Senate Bill(s):

HB 601, relative to the long-term care insurance act.

HB 690-FN, relative to agricultural vandalism and relative to agricultural liming materials.

HB 725, relative to fraternal benefit societies.

HB 753, establishing the fourth Monday in April as General John Stark Day.

SB 94-FN, requiring criminal conviction record checks for employees working in long-term care facilities and in home health care and for applicants for a license from the board of nursing.

SB 114, implementing an unsafe school choice option for pupils attending schools which have been classified as persistently dangerous and authorizing the state board of education to implement a complaint process to address school safety and school violence issues in nonpublic schools.

SB 178, relative to guaranty funds.

Senator D'Allesandro moved adoption.

Adopted.

LATE SESSION

Senator Clegg moved that the Senate adjourn from the late session.

Adopted.

Adjournment.

June 24, 2003

The Senate met at 9:00 a.m.

A quorum was present.

The Reverend David P. Jones, chaplain to the Senate, offered the prayer.

Good morning! With the possible exception of sex, money is the subject that seems to get us more excited than just about anything else. Every two years, those of you called to work over here, and remember, this is a calling and not a job, you are required to spend an inordinate amount of time making decisions about money, where to get it and from whom, and how to spend it and on what. In the middle of all this political turmoil that these varying opinions about money seem to generate from one corner of this building to the other, it is difficult to not lose sight of the fact that money is really morality described in dollars and cents. No matter the mathematics, no budget is in balance if it does not result in lives that are in balance. Boxing great Joe Louis once said, "I don't like money, actually, but it quiets my nerves." Sorry, Joe, but I think there is a lot more to it than that. As with sex, so with money: Its value lies not in what it does for me, but in how it can enrich you, the other person.

Great Creator and CFO of our lives, Your love for us is veto proof. Protect us all from seeking, through fear or pride or doubt, to override the good and generous imprint of Your image which You have embedded deep within each one of us, that all of our lives expenditures may be pleasing in Your sight.

Amen.

Senator Morse led the Pledge of Allegiance.

INTRODUCTION OF GUESTS COMMITTEE OF CONFERENCE REPORTS

June 20, 2003
2003-2275-CofC
01/09

Committee of Conference Report on HB 1-A, an act making appropriations for the expenses of certain departments of the state for fiscal years ending June 30, 2004, and June 30, 2005.

Recommendation:

That the House recede from its position of nonconcurrency with the Senate amendment, and concur with the Senate amendment, and

That the Senate and House adopt the following new amendment to the bill as amended by the Senate, and pass the bill as so amended: 1.08 Budget Footnotes; General.

A. Data Processing Services. The department of administrative services and the department of health and human services shall, prior to performing data processing services for any department, board, commission, institution, or other agency, enter into a written agreement specifying in detail the services to be performed and the cost to the agency. Said agreement shall be binding on both agencies. Any change or modification in the services to be performed shall likewise be agreed to in writing and shall specify the change and the adjustment to the cost. Any dispute relative to such agreements shall be resolved by the department of justice. The provisions of this paragraph shall not permit any state department, board, commission, institution, or other agency to contract for data processing services without the approval of the department of administrative services.

B. Revenue shall be deposited with the state treasurer as unrestricted revenue.

C. Revenue in excess of the estimate may be expended with prior approval of the fiscal committee and the approval of the governor and council.

D. The funds in this appropriation shall not be transferred or expended for any other purpose.

E. The funds in this appropriation are for general overhead state charges and such sums shall be transferred by the agency to the general fund of the state consistent with federal requirements.

F. This appropriation shall not lapse until June 30, 2005.

G. The funds in this appropriation shall not be transferred or expended for any other purpose and shall not lapse until June 30, 2005.

H. The funds in this appropriation shall not be transferred or used for any other purpose and shall not lapse until June 30, 2005. No additions or deletions may be made from those projects authorized for funding from the original maintenance survey except in an emergency situation and then only after consultation with the commissioner of the department of transportation and approval by the commissioner of the department of administrative services.

I. In the event that estimated revenue is less than budgeted, the total appropriation shall be reduced by the amount of the shortfall in either actual or projected budgeted revenue. The agency head shall notify the bureau of accounting services forthwith, in writing, as to precisely which line item appropriation and in what specific amounts reductions are to be made in order to compensate fully for the total revenue deficits. The provisions of this footnote do not apply to federal funds covered by RSA 124:14.

J. This appropriation, to be administered by the commissioner, is for the necessary equipment needs of the department and shall be expended at the commissioner's discretion.

K. The funds in this appropriation are for the lease of state-owned equipment from the department of transportation operations division, mechanical services bureau, and shall not be transferred or expended for any other purpose. Transfers may be made between funds appropriated in class 25 in other PAUs with prior approval of the capital budget overview committee and thereafter the fiscal committee and governor and council.

Amend the bill by replacing all after section 1 with the following:

GENERAL SECTIONS

2 General Fund and Total Appropriation Limits. The amount included in PAU 06-06 (higher education fund) under estimated source of funds from general fund shall be the total appropriation from general funds for such PAU that may be expended for the purpose of section 1 of this act. Any funds received by said agency from other than general funds are hereby appropriated for the use of the agency and may be expended by said agency whether or not this will result in an appropriation and expenditure by the agency in excess of the total appropriation therefor.

3 Assignment of Office Space. If, during the biennium ending June 30, 2005, because of program reductions, consolidations, or any other reason, office space becomes available in the health and human services complex, the Hayes building, or any other state building, except office space under the control of the legislature pursuant to RSA 14:14-b, the commissioner of the administrative services shall, with the prior approval of the fiscal committee, and with the approval of the gover-

nor and council, require that any agency renting private space be required to occupy such available space in said building or buildings forthwith. Such funds as have been allocated or committed by any agency affected by this section for outside rental shall be transferred by the director of the division of accounting services to the bureau of general services, PAU 01-04-04-05-01, for maintenance of state buildings.

4 Sweepstakes Commission; Authority Granted. For the biennium ending June 30, 2005, in order to provide sufficient funding to the sweepstakes commission to carry out sweepstakes programs that will provide funds for distribution in accordance with RSA 284:21-j, the commission shall apply to the fiscal committee of the general court for approval of any new sweepstakes programs or for the purchase of any tickets for new or continuing games. Additionally, no expenditures for consultants shall be made without prior approval by the fiscal committee. If approved, the commission may then apply to the governor and council to transfer funds from the sweepstakes revenue special account. The total of such transfers shall not exceed \$5,000,000 for the biennium ending June 30, 2005.

5 Department of Justice; Special Provision. For the biennium ending June 30, 2005, filing fees received by the department of justice pursuant to RSA 7:28-a shall be deposited with the state treasurer as restricted revenue; and any excess of such revenue over the amounts appropriated for the division of charitable trusts shall lapse to the unappropriated surplus of the general fund. Expenditures from this fund shall not be made except by appropriation by the general court.

6 Appropriation of Unrestricted Motor Vehicle Revenue. All sums received by the division of motor vehicles or the division of state police, department of safety, from any source, which are not derived from registration fees, drivers licenses, gasoline road tolls, or any other special charges or taxes with respect to the operation of motor vehicles or the sale or consumption of motor vehicle fuel, including revenue received from fines and forfeitures assessed against any violator of any law of the state, other than RSA 266:18 through 266:26, or of any political subdivision thereof relative to the use and operation of motor vehicles, whether the violator is apprehended or prosecuted by an employee of the state or any political subdivision thereof, shall be paid to the state treasurer and shall, for the biennium ending June 30, 2005, be available for expenditure as unrestricted general fund revenues of the state. Fines and forfeitures assessed against any violator of RSA 266:18 through 266:26 shall be available as unrestricted highway fund revenue.

7 General Fund Appropriation Reduction; Judicial Branch.

I. The judicial branch shall reduce state general fund appropriations by \$5,474,589 for the fiscal year ending June 30, 2004 and \$5,030,628 for the fiscal year ending June 30, 2005 excluding PAU 02-01-04 district and municipal courts and PAU 02-01-05, class 49, transfers to the department of administrative services for court facilities. The reductions required by this paragraph shall be distributed among such judicial branch program appropriation units; each program appropriation unit shall be reduced by an amount that bears the same proportional relation to total reductions as the unit's appropriations bear to total judicial branch appropriations.

II. The judicial branch shall make no transfers out of PAU 02-01-04 district and municipal courts, and is hereby directed to reduce state general fund appropriations in PAU 02-01-04 by \$500,000 for the fiscal year ending June 30, 2004 and \$500,000 for the fiscal year ending June 30, 2005.

III. The chief justice of the supreme court, or designee, shall, by August 1, 2003, notify the department of administrative services as to the specific amounts to be reduced in specified line item appropriations in functional units, in order to comply fully with this section for fiscal year 2004.

IV. The chief justice of the supreme court, or designee, shall, by August 1, 2004, notify the department of administrative services as to the specific amounts to be reduced in specified line item appropriations in functional units, in order to comply fully with this section for fiscal year 2005.

8 Positions Abolished. The following positions are hereby abolished forthwith effective at the close of business on June 30, 2003, or later, as specifically indicated.

State Planning

01-03-05-01-01	41214
01-03-05-02-04	40975

Administrative Services

01-04-02-01-00	10118
01-04-02-02-00	10120
01-04-03-01-00	10274
01-04-04-04-03	10162
01-04-06-01-00	30036, 16693

Revenue Administration

01-07-03-04-00	41799, 41801, 41803, 41804, 41805, 41806, 41807, 41809, 41810, 41811, 41812, 41813
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Adjutant General

02-02-01-01-00	16676, 30007
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Justice

02-04-02-01-00	9U426, 10348
02-04-03-01-00	12884

Labor

02-12-02-00-00	18082
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Safety

02-15-03-04-00	10637
02-15-03-05-00	9U491
02-15-03-17-00	10930, 18446
02-15-04-01-00	10412, 18704
02-15-04-02-00	18073, 18719
02-15-04-03-00	10666, 10695, 10760, 10828, 10847, 10850, 10808, 10864
02-15-04-06-00	16728
02-15-04-07-00	18456
02-15-04-13-00	10517, 10641, 10733, 10822, 10868, 40697, 16712, 10832, 10665

Corrections

02-16-02-03-00	10245, 30358
02-16-03-02-01	16831, 19261, 12973, 13036, 16307, 16807, 16813, 16826, 16852, 16868, 18466, 18806, 19253, 19256, 19259
02-16-03-04-03	18776
02-16-04-01-00	18869, 19916

02-16-05-01-00	16339
02-16-05-02-02	16340, 16927, 18861, 9U335
02-16-06-01-00	18782
02-16-07-01-00	15515, 15535, 18856, 19896, 19897, 19913
02-16-08-01-00	41456, 41457
Employment Security	
02-17-01-00-00	11143, 11163, 11232, 11252, 41217
Human Rights Commission	
02-19-01-00-00	40306
Fish and Game	
03-01-01-04-03	13912
03-01-01-05-01	19221
03-01-01-05-02	13875
03-01-02-02-00	13885
03-01-03-01-01	13853, 13926
03-01-03-01-02	13915
03-01-05-01-00	18306, 18307
Resources and Economic Development	
03-03-04-04-00	9U325
03-03-05-00-00	41615
Environmental Services	
03-04-02-01-01	40146
03-04-02-08-01	11366
03-04-04-04-02	18327
Education	
06-03-02-01-01	13162
06-03-02-05-01	16942, 18582, 40245
06-03-03-01-01	18350
06-03-04-01-01	18880, 41648
Community Technical College	
06-04-02-02-01	13352, 40286
06-04-04-03-00	16628
06-04-05-01-01	13577
06-04-05-04-00	18928
06-04-06-03-00	40262, 40263, 40264, 40265, 40266, 40916, 40917, 40918
06-04-08-01-01	13694
Health and Human Services	
05-01-01-03-01	12156, 40884
05-01-02-02-00	16364
05-01-03-01-00	14928, 41110, 41118, 41141
05-01-04-04-00	30279, 41073
05-01-06-01-00	41097
05-01-09-02-01	12613
05-01-11-04-01	14940
05-01-11-05-01	19647, 30944
05-01-11-06-02	16382, 16517
05-01-11-06-03	16187
05-01-12-01-00	16600
05-01-12-02-00	40630
05-01-13-01-00	16099

05-01-13-02-00	15497
05-01-14-03-02	11642
05-01-14-04-03	11661
05-01-14-04-04	11721, 19464
05-01-14-05-01	16661
05-01-14-05-02	16566, 41618, 41619

9 General Fund Appropriation Reductions; Department of Health and Human Services.

I. The department of health and human services is hereby directed to reduce state general fund appropriations to personnel and benefit lines by \$1,900,000 for the fiscal year ending June 30, 2004 and \$1,900,000 for the fiscal year ending June 30, 2005. Direct care positions shall be exempt from any internal hiring freeze imposed by the commissioner in order to meet these reductions. The department shall provide a bimonthly report of position and benefit reductions made under this section to the fiscal committee of the general court.

II. In addition to the requirements of paragraph I, the department of health and human services is hereby directed to reduce state general fund appropriations in any line item by an additional \$8,100,000 for the fiscal year ending June 30, 2004 and \$8,100,000 for the fiscal year ending June 30, 2005. All such reductions shall first be subject to the approval of the fiscal committee of the general court and, after such approval, shall be reported to the department of administrative services.

10 Department of Education; Appropriation Adjustments. The department of education is hereby directed (i) to review the increased availability of federal funds appropriated and to be appropriated and allocated to New Hampshire before and during the biennium beginning July 1, 2003, including the material program funding increases under the No Child Left Behind Act, and (ii) to develop recommendations to use the new flexibility allowed under federal law to reform state programs and funding mechanisms in a manner that more effectively and efficiently makes use of the increased federal funding to meet the demands of existing programs. However, under no circumstances shall the department of education use federal funds from the Individuals with Disabilities Education Act for the purposes of this section. The commissioner of the department of education shall by July 1, 2003 notify the commissioner of the department of administrative services in writing as to the specific reform proposals that shall identify excess general fund appropriations of not less than zero dollars in the fiscal year ending June 30, 2004 and \$2,412,380 in the fiscal year ending June 30, 2005. Such notification shall precisely identify the specific line item appropriations and the specific amount of general fund and federal fund adjustments. The commissioner of the department of administrative services has the authority to adjust the line item appropriations and general fund and federal fund adjustments accordingly, with prior approval of the fiscal committee.

11 Reduction in Appropriation; Department of Health and Human Services. In the event that estimated revenues in the aggregate are less than budgeted, during the biennium ending June 30, 2005, the total appropriations to the department of health and human services shall be reduced by the amount of the shortfall in either actual or projected revenue. The commissioner of the department of health and human services shall notify the bureau of accounting, forthwith, in writing, as to precisely which line item appropriation and in what specific amount reductions are to be made in order to fully compensate for the total revenue deficits.

12 General Fund Appropriation Reduction; Department of Corrections. The department of corrections is hereby directed to reduce state general fund appropriations by \$3,400,000 for the biennium ending June 30, 2005, excluding PAU 02-16-01-01, class 90, correction and supervision services, office of the commissioner, administration. In implementing the reduction, the commissioner shall consider options that include, but are not limited to, the diversion of parole and probation violators to the Academy Program, expanded Academy Program usage, and expanded use of home confinement sentencing alternatives, with a goal of reducing the prison population by 300 inmates and closing the north or south wing of the state prison at Concord. The commissioner shall report to the fiscal committee of the general court at least every 60 days during the biennium on the department's progress in meeting the reductions required by this section.

13 Appropriation Reduction; Department of Health and Human Services, Division for Juvenile Justice Services.

I. The division of juvenile justice services shall reduce total appropriations in PAU 05-01-14-05-02 by \$100,000 for the fiscal year ending June 30, 2004. Appropriations shall be reduced in accordance with the funding source as follows: 25 percent of the reduction shall be from state general funds, 24 percent shall be from private local funds, and 51 percent shall be taken from agency income.

II. The division shall also reduce total appropriations in PAU 05-01-14-05-02 by \$400,000 for the fiscal year ending June 30, 2005. Appropriations shall be reduced in accordance with the funding source as follows: 19 percent of the reduction shall be from state general funds, 22 percent shall be from private local funds, 51 percent shall be taken from agency income, and 8 percent shall be from federal funds.

14 University System of New Hampshire; Self-Insurance Savings. If the university system of New Hampshire participates in the state self-insured group health plan, then no later than July 31, 2005, the university system of New Hampshire shall pay to the state, for deposit into the general fund, an amount equal to the savings realized by the university system during the biennium ending June 30, 2005 from the implementation of the self-insured group health plan.

15 Appropriations Reductions; All State Agencies.

I. All state agencies are hereby directed to reduce state general fund appropriations for classes 20, 26, and 80 by 10 percent for the fiscal years ending June 30, 2004 and June 30, 2005.

II. The department of state and the liquor commission and PAUs 01-04-04-05-01 and 01-04-04-05-04 for the department of administrative services shall be exempt from the reduction requirement for class 20 contained in paragraph I of this section.

16 Health and Human Services; Provider Payments and Recovery of Expenditures.

I. For the biennium ending June 30, 2005, any recovery of expenditures, including, but not limited to, drug rebates, third party liability recoveries, and other recoveries received by the department of health and human services attributable to PAU 05-01-04-05, classes 90 and 92, and PAU 05-01-10-04-01, class 96, shall be deposited into the general fund as unrestricted revenue.

II. Rates paid to providers in PAU 05-01-04-05, classes 90 and 92, and PAU 05-01-10-04-01, class 96, shall not be reduced during the biennium ending June 30, 2005. Said restriction shall not apply to purchases or rates paid for pharmaceuticals. Any change between fiscal year 2004 and fiscal year 2005 shall not be disproportionately imposed upon any provider payment service category.

III. The department of health and human services shall provide to the fiscal committee of the general court a bimonthly report which includes, but is not limited to, year-to-date provider services expenditures by provider service type compared to budgeted appropriations, provider rates by provider service type, and payments made to pharmacists as a separate item.

IV. From the funds appropriated in PAU 05-01-04-05, class 90, and PAU 05-01-10-04-01, class 96, a rate of no less than \$145 for basic life support and \$175 for advanced life support shall be paid to providers of ambulance services effective July 1, 2003.

17 Department of Health and Human Services; Quarterly Reports on Provider Payments. The department of health and human services shall report on provider payments during the fiscal biennium ending June 30, 2005 to the house finance committee and the senate finance committee. Reports shall be made on a quarterly basis and shall include a breakdown by class line and subcategory of all provider payments made during the 3-month period covered by the report for Medicaid, elderly and adult services, developmental disabilities, and mental health.

18 Information Technology Management; Lapse to General Fund. If HB 663-FN-A-LOCAL does not become law during the 2003 regular session, no money shall be expended from PAU 01-03-05-01-09, and any funds appropriated to PAU 01-03-05-01-09 for the biennium ending June 30, 2005 shall lapse to the general fund.

19 Driver Training Program Positions; Funding. The department of safety shall establish a memorandum of agreement with the department of education for the purpose of funding positions 13149 and 13193 in the driver training program. The memorandum shall provide that these positions shall be funded from the driver training fund established in RSA 263:52. The memorandum shall be reviewed annually and may be amended as deemed necessary by consent of both parties.

20 Estimates of Unrestricted Revenue:

<u>GENERAL FUND</u>	<u>FY 2004</u>	<u>FY 2005</u>
Beer Tax	\$ 12,900,000	\$ 13,200,000
Board and Care Revenue	10,800,000	11,400,000
Business Profits Tax	188,300,000	193,400,000
Business Enterprise Tax	58,400,000	60,000,000
Estate and Legacy Tax	19,400,000	11,400,000
Insurance Tax	82,900,000	85,600,000
Securities Revenue	26,700,000	28,000,000
Interest and Dividends	61,000,000	64,000,000
Liquor Sales & Distribution	108,100,000	114,500,000
Meals and Rooms Tax	176,700,000	184,300,000
Dog Racing	1,750,000	1,750,000
Horse Racing	1,800,000	1,800,000
Real Estate Transfer Tax	80,300,000	82,300,000
Communications Tax	66,500,000	69,000,000
Tobacco Tax	67,500,000	67,500,000
Tobacco Settlement	0	0
Utility Tax	6,100,000	6,200,000
Other	52,900,000	54,400,000
Court Fines and Fees	25,900,000	25,900,000
Federal Flexible Grant	50,000,000	0
Subtotal	1,097,950,000	1,074,650,000

Medicaid Enhancement Revenue	140,900,000	146,600,000
Medicaid Recovery Regular Care	11,700,000	14,100,000
Medicaid Recovery Long Term Care	1,600,000	1,700,000
Net Appropriation for Uncompensated Care Pool	29,300,000	22,800,000
Total	\$ 1,281,450,000	\$ 1,259,850,000
HIGHWAY FUND	FY 2004	FY 2005
Gasoline Road Toll	\$ 125,100,000	\$ 127,000,000
Motor Vehicle Fees	91,300,000	93,700,000
Miscellaneous	5,500,000	6,100,000
Total	\$ 221,900,000	\$ 226,800,000
FISH AND GAME FUND	FY 2004	FY 2005
Fish and Game Licenses	\$ 8,300,000	\$ 8,300,000
Fines and Penalties	150,000	150,000
Miscellaneous Sales	475,000	475,000
Indirect Costs	675,000	675,000
Total	\$ 9,600,000	\$ 9,600,000
EDUCATION TRUST FUND	FY 2004	FY 2005
Business Profits Tax	\$ 40,300,000	\$ 41,500,000
Business Enterprise Tax	116,800,000	120,100,000
Meals and Rooms Tax	6,800,000	6,900,000
Real Estate Transfer Tax	40,200,000	41,200,000
Tobacco Tax	27,400,000	27,400,000
Tobacco Settlement	39,600,000	39,600,000
Utility Property Tax	19,000,000	20,500,000
Transfer From Sweepstakes	69,000,000	71,000,000
State Property Tax	473,300,000	363,400,000
Total	\$ 832,400,000	\$ 731,600,000

21 Estimate of General Fund Undesignated Surplus.

GENERAL FUND
(Dollars in Thousands)

	<u>FY 2004</u>	<u>FY 2005</u>
Balance, July 1	\$ 0	\$ 22,757
Additions:		
Unrestricted Revenue		
Unrestricted Revenue-		
Net of Medicaid	1,097,950	1,074,650
Medicaid Enhancement		
Revenues	140,900	146,600
Uncompensated Care	29,300	22,800
Medicaid Recovery-		
Regular Care	11,700	14,100
Medicaid Recovery-		
Long Term Care	1,600	1,700
Total Unrestricted Revenue	1,281,450	1,259,850
Appropriations:		
Gross Appropriations (Section 1)	(1,348,409)	(1,383,292)
Legislative Specials	(10,291)	890
Footnote Reductions/Adjustments	13,608	16,209
Reduction in Judicial		
Appropriation	5,975	5,531
Total Appropriations	(1,339,117)	(1,360,662)

Less Lapses	39,913	40,807
Lapse Percent	2.98%	3.00%
Net Appropriations	(1,299,204)	(1,319,855)
Adjustments	43,511	28,200
GAAP Adjustment	(3,000)	(3,000)
Current Year Balance	22,757	(34,805)
Reserve Transfers	0	12,048
Balance, June 30	22,757	0

22 Effective Date. This act shall take effect July 1, 2003.

The signatures below attest to the authenticity of this report of HB 1-A, an act making appropriations for the expenses of certain departments of the state for fiscal years ending June 30, 2004, and June 30, 2005.

*Conferees on the Part
of the Senate*

Sen. Green, Dist. 6
Sen. Boyce, Dist. 4
Sen. Clegg, Dist. 14
Sen. D'Allesandro, Dist. 20

*Conferees on the Part
of the House*

Rep. Weyler, Rock. 79
Rep. Whalley, Belk. 31
Rep. R. Wheeler, Hills. 48
Rep. Rogers Johnson, Rock. 83
Rep. Giuda, Graf. 13

SENATOR LARSEN: Mr. President, I rise to compliment the Senate Finance Committee and Conferees on improving the Senate Budget, the House and Senate Budget in its final form. I think largely due to the House and Senate members and primarily Senate Finance, we do see in fact, a better budget than what we would have seen if our Governor's budget had proceeded through both houses unchanged. But my concern on this budget is that once again, we are asking the most from those with the least. In the late hours of the Conference Committee, \$20 million was added to the Health and Human Services reduction line, requiring the commissioner of Health and Human Services, rather than us, to make the tough choices as to what human services would be cut in this budget. The Senate's position had not been so great a reduction, but the House conferees and the pressure of the Governor, caused an additional reduction. Those difficult choices will now be made by our commissioner of Health and Human Services. I think that anyone who has been through this budget, knows how difficult those choices will be and how likely it is that in a supplemental budget next year, we will be looking at requests for additional funds to our Health and Human Services budget. Right now we don't know where those cuts are going to come, but we know that you take \$20 million more than the Senate's budget and you see dramatic cuts in people...the needs that are covered through this budget. There are other areas where we see more being taken out of the budget. We see tobacco cessation monies gone. We see alcohol and drug abuse programs not funded because of this compromise. We see property taxes that will go up because we have removed over one-hundred-million dollars from school funding from state assistance that brings down property taxes. Those are some of the highlights of the problems that we will see as we live through this next biennium, if we succeed in overriding this budget. Because we believe that we can do better, because we believe that this state has the ability to attend to its needs. Because we did not fund the Land and Community Heritage Program which sets aside those special places which all of us hold so dear, and which we see disappearing every day. Because we will live in a biennium these next two years, when we are not setting aside special places, not setting aside historic structures, not funding some of the identified needs that need to be protected in these next two years from

over development. For those reasons, I will be voting against this budget. I understand that it may be the best budget that we will get out of this legislature, but it does not meet the full needs of this state and will see increases in problems in these next two years which we will have to address in the biennium. Thank you very much.

SENATOR GREEN: Thank you Mr. President. It is interesting that I stand here today, hearing from one other Senator, Senator Larsen, who tells me that there is not enough here. Then I hear from the Governor who says that we have too much in this budget. This ought to be a good budget. Well folks, we're almost at the end of a very long and very tiring budget process. We started five months ago with the Governor's budget proposal. That turned into the House budget, then the Senate budget, and finally the Committee of Conference budget. The budget has changed a lot through that process. Some programs got more funding, some got less, and some disappeared completely. That's how the process works. We had the posturing of the Committee of Conference, frantic last minute negotiations, confusion about how to compare this budget to previous budgets on an "apples to apples" basis, and finally, at the last minute, a compromised budget. The one constant throughout the process was the hard work of the Senate Finance Committee. The Senate President empowered us to craft a budget that controls spending, does not raise taxes, and funds essential services. Guess what? That's what we did. In front of us we have a compromise budget with a general fund increase of just 1.9 percent in fiscal year 2004, and 3.5 percent in fiscal year 2005. It is not everything the Senate wanted. It is more than the House wanted. Some Senators may be disappointed with what we had to do to reach a final agreement. But none of us should be surprised. That's how the budget process works. Yes, we had to reduce spending on some programs. But if you look at those areas you can see that we worked hard to limit the impact on essential services. And we maximized federal matching funds to ensure that we get more of our own money back from Washington. Let's look at what we accomplished: This budget is balanced. By the way, the first budget that was balanced in this whole process was the Senate budget. It eliminates the deficit in the current budget and will leave us roughly \$20 million in the Rainy Day Fund at the end of the next biennium. This budget doesn't add new taxes or increase existing taxes. In fact, it lowers the statewide property tax significantly. This budget holds the line on spending while maintaining the state's obligation to those who most need services. Based on the LBA's analysis, general fund spending increased just 6.7 percent for the two years of the biennium. I say two years. Most people reading the paper do not understand the word "biennium". They understand the words "two-years". You divide that by two and it is a little over 3 percent a year. It is very, very close to inflation and it certainly doesn't take into consideration growth in population in this state. For the two years of the biennium, the overall increase of 8 percent for two years. That is overall spending, which included, general funds, federal funds and all of the fees that the state collects. That is 4 percent a year. This budget increases overall aid to cities, towns and counties. And we restored the county share of Medicaid reimbursements. And this budget, in conjunction with HB 608, the education funding provides a long-term solution to education funding. This budget is not perfect. No budget ever is. It does not fund everything the Senate wanted. That's no surprise. But, taken as a whole, this compromised budget delivers on the promise to control spending, to not raise taxes, and to fund essen-

tial services. That's what the Senate wanted. That's what the House wanted. That's what the Governor told us he wanted. And that's what we delivered. The Committee of Conference members know that this is the best compromise, perhaps the only compromise, we can get with the House. The question for the Senate is, is it a budget you can live with? I think it should be. And I urge you to support the Committee of Conference Report so that we can send this budget over to the House. What happens after the House approves the budget is anyone's guess. The Governor said yesterday that he would veto this budget. Obviously he doesn't want that to happen and we don't want that to happen. If he does want that to happen he should not be talking about it the day before we vote on the budget. This budget meets all the parameters the Governor established back in February. Faced with a budget that meets his parameters, and faced with the economic and human consequences of a possible government shutdown if he vetoes the budget, I can only hope that the Governor will come to his senses and will reconsider his position and not veto the budget. If the Governor thinks the legislature was too generous in its appropriations to the executive agencies he has options other than a veto. He can let the budget become law without his signature and then use his executive authority to control spending. He can save money by implementing the recommendations of his efficiency commission, which I am honored to serve on. And he can create savings through his IT initiative. That may be more work than simply vetoing the budget, but it's the right thing to do. The legislature will support real political leadership over political gamesmanship any day. We can only hope that the Governor understands that also. I ask for your support.

SENATOR BARNES: Thank you Mr. President. Senator Green, how much involvement did the Governors Office have with the Finance Committee and when did it come into play?

SENATOR GREEN: I would say that it was very, very limited, to the point of almost nothing in terms of involvement. Through the process of our long meetings, long days and long nights, we would sometime see his aides, but they would not stay there very long. They would come in and they would go out. We never saw him, publicly, at any of our sessions.

SENATOR BARNES: When did you, as the Chairman of the committee, have an inkling that this might be vetoed?

SENATOR GREEN: About three months ago.

SENATOR BARNES: So you knew three months ago, you heard three months ago that he might veto it?

SENATOR GREEN: I didn't know, but the word was out there that he was looking to veto the budget, no matter what we did.

SENATOR BARNES: Thank you.

SENATOR GREEN: You're welcome.

SENATOR FOSTER: Thank you Mr. President. I rise in support of the Committee of Conference Report. I do so without enthusiasm, with some disappointment, with some frustration, but with purpose. Why do I say that? Why do I have lack of enthusiasm? For many of the reasons that Senator Larsen said. I was enthusiastic about the budget that the Senate passed initially. It wasn't perfect. I brought in some amendments that I thought would have made it better, but I supported it. Unfortunately, the Committee of Conference had to meet and had to cut the budget. But

why did it do so? I don't have disappointment with folks in this body. My disappointment is with the Governor's office. To me, the Governor set up a false choice, and us having bit into that choice, did a bait and switch on us. What do I mean by that? He believes that his mandate when he got elected is that not only do we not have an income tax or sales tax, which I think is pretty clear that our election talked about, but any revenue increase of any kind whatsoever. I would have supported certain revenue increases. I think that some other members here would have, but the Governor made it pretty clear, very early on, that he didn't want to see a budget with any increases whatsoever. So we accepted that choice. I think that it is a false one, but we accepted it. The Senate put together a budget with no tax increases whatsoever and then after having us met what I think is a very responsible budget, the Governor did a bait and switch. He baited us to take the choice and then he switched on us. He said, "not good enough. Isn't good enough for us." So the Committee of Conference met and did what it had to do to reach an agreement, which while I am unhappy with it, not enthusiastic about it, I think that I can support it. I vote today with a purpose. Yesterday the Governor announced that he would veto the budget. None of us know whether in fact he is going to do that. But I want to make it clear that at least from this Senator, that if he vetoes the budget, that I will be there to override that veto. The Governor, to me, to some extent, I view him as viewing the state as a toy that he has bought. Maybe he hasn't gotten the phone calls that I got during the budget process. People, some of them literally weeping on the phone, worried about cuts. The budget that we are compromising today, has some of those cuts in it. But certainly if the veto is not overridden, if he goes ahead and vetoes it, the budget, in my mind will likely get a whole lot worse. I can't support that. I can't be a party to any of that and I want to make it clear today that at least this Senator will vote to override that veto. Thank you.

SENATOR D'ALLESANDRO: Thank you Mr. President. I rise in support of the Committee of Conference Report. As I was driving up here this morning, I was stopped at the toll booth by a woman who said, "you have got to take care of us. It is the budget day. You have got to take care of us." Well who is us? Us is the people that we represent. Each and every one of us has a constituency. It is our job to protect that constituency. Is any budget perfect? Absolutely not. Perfection is within our grasps maybe, but as mortals, we don't get there. We do the best that we can given what we have to work with. We saved the University System because we realize the value to a public education. We worked hard for the Community Technical Colleges because we realize that accessibility and affordability are things that drive the economy for the state of New Hampshire. In Health and Human Services, in Elderly and Adult Services, in the Developmentally Disability Lists, we did our best to create a situation where people aren't harmed. They are going to do better than they are doing at the present time. That is our responsibility as legislators. The only thing that I have been enthusiastic about in my life are two things: My marriage and the birth of my children. That drove me up the wall and created an enthusiasm that I couldn't get to at any other time. Am I enthusiastic about a budget? I am enthusiastic about one thing. I put the time, I put the effort, we gave it everything that we could. The Senate President, the Chairman of our Finance Committee, the members of the Committee of Conference. We gave it everything that we could. We got Robert Clegg to be a liberal.

SENATOR CLEGG: No he didn't.

SENATOR D'ALLESANDRO: We got him spending as big as he is.

SENATOR CLEGG: No he didn't.

SENATOR D'ALLESANDRO: But we did something at the end of the day that we could be proud of putting our imprimatur on. We believe we did what is right for the people of the state of New Hampshire. Those calls that repeatedly came, they were from people we know who where in need. They were in dire need. Their concerns had to be addressed. Their concerns had to be answered. In terms of what happens when the budget leaves this legislature, that is the responsibility of the people on the other side of that wall, and ultimately, the responsibility of the person who occupies the executive office. That burden of responsibility is there. We have done the responsible thing. We have reacted in a responsible and responsive manner to the needs of our constituencies. That is something that we were sent here to do. When push comes to shove, there is one item that overrides everything in the legislative process, and that is the passage of the budget. Everything that we do centers around our ability to deliver what government has promised to people. Safety, security, and options. I believe that is what we have done. I support this Committee of Conference Report, and I urge my colleagues to do so. Thank you Mr. President.

SENATOR BARNES: Senator D'Allesandro, I know that you worked very hard along with the committee. I picked up yesterdays paper and it said 6.8 tuition increase at the university. Is that talked about during the budget process, that it would go up from 4.5 to 6.8?

SENATOR D'ALLESANDRO: We didn't have any commitment to what a tuition increase would be.

SENATOR BARNES: Did it come up at all? Did anyone ask the question what are you going to do with the tuition rate? We are putting kids of New Hampshire...that aren't going to be able to go to the university with that kind of an increase.

SENATOR D'ALLESANDRO: Senator Barnes, what would the increase have been if we didn't fund the university as we did in this budget? Prices have gone up at every college and university in the United States. The University of Wisconsin went up by 18 percent. Other public universities have gone up significantly. We did our best to hold whatever tuition increase had to be as low as it could be.

SENATOR BARNES: I assume the answer to my question was that it wasn't brought up at the Committee of Conference so it wasn't brought up during the process. That is my assumption, that it wasn't brought up.

SENATOR D'ALLESANDRO: Your assumption is correct.

SENATOR BARNES: Well...okay, I will leave it there. Thank you.

SENATOR ESTABROOK: Thank you Mr. President. This is a very difficult day for all of us. I rise to make a few comments with regard to the vote I am about to cast against this budget compromise. But before I do that, I would like to say that in many ways I agree with my colleagues who have characterized this compromise as responsible. I think that given the situation, the political context, the assumptions that were agreed upon at the outset of this process, this is certainly the best budget that can be achieved at this time and I congratulate my fellow Sena-

tors. I want to express my admiration and my thanks for that achievement; however, the budget, as it stands, this compromised budget, does not take care of many of the essential needs of the people of New Hampshire. And, this budget does downshift costs to local taxpayers. These are the major reasons why I cannot support this budget despite the gallant effort that crafted it. Senator Foster mentioned some assumptions that surrounded this process. One going in was that there would be no new revenue. Now, I don't believe that a strict interpretation of that statement is the message the voters sent last November. I think that the voters expected efficiency not wholesale cutting of essential services. And the assumption that there would be no new revenue would certainly be the restriction around that happening. I hope that when this process concludes, we will not necessarily be on the road to an income tax, but I hope that we will certainly be on the road to a future discussion of a realistic set of revenues that this state can build budgets on into the future. To think that we can continue to deliver budgets constricted of the rate inflation, a 3 percent growth, when we have budget drivers that demand greater growth, is simply not realistic. I hope that we can conclude this with this well crafted compromise, but then get down to some serious discussion of revenue restructuring.

SENATOR COHEN: Thank you Mr. President. I do join all my other colleagues here in expressing pride and my sincere impression with the people who worked on crafting this, our Senate Budget, really are to be tremendously commended. It can't be said enough. I know that it has been said a lot before, but really, it can't be said enough. It is a lot better than it could have been, and yet, as Senator Green said, this budget meets the Governor's perimeters, which is why, at this point in time, I can't vote for it. I don't believe that this budget is good enough for the common good for the citizens of New Hampshire. I am very concerned about the effects on local taxpayers. I am concerned that the cuts will prove to be not cost effective. It is very important that we have a cost effective budget. I am concerned that they won't be cost effective and that will inevitably raise local property taxes. Finally, I am just really concerned that this budget is not looking at the long term enough that we may be undercutting the future strength and security of the state of New Hampshire. Thank you.

SENATOR CLEGG: Thank you Mr. President. I rise in favor of the budget as compromised as has the Committee of Conference. I want to point out that Senator D'Allesandro made a joke about me being a liberal. Never happened. But it goes to show you how we approached this budget. We didn't approach it as two parties, Liberals, Conservatives or Moderates. We approached it as Senators. We went in and we said, how do we best spend the money for those in need without creating the need for any new taxes? We did an awful lot of things. We cut LCHIP and I will take the blame for it right now, in front of everyone. I made the move to cut LCHIP and then I made the move to put into Elderly Services, because elderly daycare is an important piece of government, for not only my constituents, but for everyone else's. We put money into provider payments, because if we hadn't, doctors and hospitals would be getting even less money than they get now, and that would have been a tax. That would have meant that your insurance rates would have gone up, because somebody has to make up that money. It is not free care, it is not free money. If you don't pay the doctors and the hospitals, we have to pay them, individually, and insurance rates are already too high. The

Retirement Fund came from the Governor's office feeling \$33 million. It came from the House with a mystery \$12 million. When it came to us, we said that it is not our money. There was no question of whether you were a Democrat or Republican. The retirement money belongs to the retirees. It doesn't belong to us. The University System. All of us couldn't be in the room, all of the time. There was a need every once in a while to take a break. Some of you will find that out today as you run across to the LOB. We did talk about UNH. We did talk about tuition increases, and we were told that if we flat funded them, you would be looking at approximately a 15 percent increase in tuition. We tried. We gave them some of what they wanted. Not all. Tuition is going to go up. We all know it is. Who are the winners? I think that we are all winners. I think the counties are winners. We added money so that more people could stay home instead of having to go directly to nursing homes. Did I like cutting \$50 million out of the Senate version? Not at all, but I have been up here long enough to realize that the only way to get things done is to compromise. I have reached the end of my compromising. Any further is a hazard and a danger to the New Hampshire citizens and that is why I will continue to support the Committee of Conference. Thank you Mr. President.

SENATOR BARNES: Thank you Mr. President. Senator Clegg, I am glad that you brought up the University of New Hampshire again. Senator D'Allesandro obviously was somewhere else when that was discussed. I think that most of us had discussions with people from the university. They came around one on one with the Senators. I am sure that they talked with you, and nowhere in the conversation with me was a 15 percent raise discussed by the individuals that came over from Durham to sit in my office and talk to me about it. Once again, why didn't the whole chamber know about a 15 percent increase? I think that there is something wrong with that 15 percent number because I talked about tuition's with these experts from the university that we are paying money to, to run that place. My school. Fifteen percent is preposterous. Do you remember back a couple of years ago, it was 4.5 and it was sort of a gentlemen's agreement, maybe you didn't have it over there, but we had it in this body. Are we trying to close the darn thing down to the students in the state so that we have a state University with no state students in it? I think that is preposterous. I take great offense that they are throwing that 15 percent number out at you people during the Committee of Conference. I wish that I had of known that, cause I take great umbrage. When I had a conversation with these people, and I will ask...make this a question: During the Committee of Conference, did the University mention to you that a certain Senator said "why don't you perhaps, in the last two years, junior and senior year, keep the tuition the same so that the parents of these kids and the kids will know what it is going to cost them as a junior and senior year, so they won't have to drop out in their junior year after being there for two years, cause they can't afford it anymore... and maybe kick a little bit more up in the front end of it?" One of the gentlemen said, "oh my God, they do that in a lot of universities in this country." And I said, "why don't we do it here at UNH?" Now did that ever come up in the conversation?

SENATOR CLEGG: I don't remember ever hearing that, no Senator.

SENATOR BARNES: Senator D'Allesandro, did you hear that?

SENATOR D'ALLESANDRO: No.

SENATOR BARNES: Well, obviously my conversation with those two people was in vain and I shouldn't have come down here from Raymond to sit down and listen to them, because obviously they didn't care. Thank you Senator.

SENATOR CLEGG: But you do, Senator.

SENATOR BARNES: You better believe that I care.

SENATOR GATSAS: Senator Clegg, can you give us a very quick idea and analysis about maximizing leverage of general funds for the receivership of federal?

SENATOR CLEGG: Yes, as brief as possible, every dollar that we took in, we worked with the department heads to maximize those dollars to give the same amount of dollars back from the federal government. I think that some money we used more than once, but it was legitimate, as the money came in from the federal government, it was allowed to once again be used. I think that we more than doubled the general fund money.

SENATOR GATSAS: Maybe you can help me with my memory. I believe that the prescription drug discounts that we received are somewhere in the vicinity of \$20 million?

SENATOR CLEGG: That is correct.

SENATOR GATSAS: Did we not take that revenue and show it as general fund revenue because of the discounts, then turn around and take those discounts and leverage them for federal funds?

SENATOR CLEGG: That is exactly what we did. We did it with two items. The total over the biennium was \$53 million.

SENATOR GATSAS: So if memory serves me correct, we took somewhere in the vicinity of \$27 million and leveraged that into \$53 million?

SENATOR CLEGG: Correct.

SENATOR GATSAS: Follow-up?

SENATOR CLEGG: You are on a roll.

SENATOR GATSAS: So if we deducted from the general fund side, an additional \$26 million, we would be losing an additional \$26 million from the federal side?

SENATOR CLEGG: That is correct. Every deduction from federal matched money actually would be doubled.

SENATOR GATSAS: So to say that we increased spending at 10 percent, if we subtracted some of those funds that we leveraged, would it not behoove us to be wise business people to get the biggest bang for our buck that we could? To use those leverage dollars to help the people in the state of New Hampshire?

SENATOR CLEGG: Absolutely.

SENATOR GATSAS: Thank you.

SENATOR BARNES: Thank you Mr. President. I am sorry to bother you again...liberal... Sorry, that just slipped out. Senator, I had a piece of paper passed to me yesterday and the fourth line down on the paper that I have here, "Higher Education Commissioner Scholarships". We cut that in half too, huh?

SENATOR CLEGG: That is the nursing scholarship. Originally the House had nothing and we got half of our position.

SENATOR BARNES: Half our position. Okay, thank you.

SENATOR LARSEN: Senator Clegg, I have a question. We were talking about matching funds. Is it not true that when we cut \$10 million in Health and Human Services, requiring that the commissioner make those choices, that in fact, for each dollar, most of the dollars would have been matched by federal money, so that in fact, the \$20 million in reductions from Health and Human Services that was forced upon us by House members, those cuts equate to \$40 million that the commissioner of Health and Human Services will not have available, and will have to make those choices from within the department, rather than from our choices?

SENATOR CLEGG: It is entirely possible that those dollars that are forced to be cut, will also include federally matched money, yes. We are in trouble.

SENATOR LARSEN: So we are looking at \$40 million from the Health and Human Services budget if the legislature does not choose to make, but we have asked the commissioner to make those choices?

SENATOR CLEGG: A lot of those positions are labor grades. Some of them wouldn't have match-money. Some of those positions actually don't have anyone in them, so I wouldn't say that all of it would be federal funds, but there will be some federal fund lost when the commissioner makes certain cuts.

SENATOR LARSEN: One further question. Would you not imagine that given the size of those cuts that we will be looking at a supplemental budget next year, and trying to figure out how to fund some of the things that we later find out that we need to fund?

SENATOR CLEGG: Right now if the Governor goes through with his veto, we are going to be looking for a lot of supplemental something's, because we won't be able to fund anything.

SENATOR LARSEN: Including our water bill, here in the building?

SENATOR CLEGG: That is the first shut down.

SENATOR BELOW: Thank you Mr. President. **TAPE INAUDIBLE** it is working trying to hold the Senate's position. I recognize that they put a priority on maintaining those Medicaid reimbursement rates, which are already about the lowest in the nation and that was very important and is greatly appreciated. I would like to put a little context on this just briefly. The Governor has tried to say that somehow spending is being out of control, and the legislature, somehow, is being reckless. That is ludicrous, and very misleading. Yesterday he put out some graphs saying that New Hampshire Highest in the Nation. It showed state annual spending and state annual tax fee changes, 1997-2002. It showed New Hampshire ranks first, highest in the nation. Well guess what? That was a period in time when we shifted from funding at \$60 or \$70 million in local K-12 education through the Augenblick formula back in 1997 to a time where we were spending about \$850 million in funding education, mainly by shifting from local taxes, local property taxes to a state property tax. It was just renamed in some local taxes estate and that accounts for almost all of these dramatic graph increases. I went online last night and checked an objective independent source, the Rockefeller Institute of Government. What I found was that in fact, New Hampshire ranked below the national average in its annual change in state and local expenditures from 1990 to 2000. We were below the na-

tional average. We were below the national average in the change in total state and local revenue from 1990 to 2000. In fact, in the latest year in which we have data, fiscal year 2000, when you look at the state's rank by state and local government general expenditures, the whole picture, which is the best way to compare states, because some states do it at the state level and some do it at the county or local level, New Hampshire ranked 50th amongst the 50 states. Last, in the nation, in state and local government expenditures as a percent of personal income. Likewise in state and local government revenue. Fiftieth in the nation in total state tax burden. So just to put it into context, we are starting at the bottom not at the top. What the Senate has tried to do is just maintain some level funding for the university system, for the Medicaid providers. Just maintain some critical services. That being said, my concern is that this budget, although some feel it is the best that we can do at this point, is not good enough still. I fear that it does not meet the critical needs for public safety, for access to justice, for safety in our corrections system. That additional \$8 million per year in mandated cuts from HHS will amplify to double that, probably, with the federal match, so that they can leave some of that out and it is only general money, and we put back at risk, some of the very programs that we thought we were preserving. But, you know, we do the best that we can. But at this point in time, I don't feel that I can support this budget and will have to think about it when it comes to the veto question. Thank you.

SENATOR PETERSON: Thank you Mr. President. As a Senator that was not on the Conference Committee, I would like to rise and say how much I appreciate the work, which often goes unappreciated of this committee. In my view, it represents the kind of courage, integrity and hard work that the voters deserve from their elected officials. I think that they deserve a great deal of credit for what they produced in this budget. We heard about some of the tough cuts that are involved here. I have been around this building long enough to know that you don't get everything that you want in an omnibus bill of this variety. One of the things that disappointed me was the level of LCHIP funding, but I was appreciative of this Senate last time we met, voting to establish a dedicated funding source for LCHIP. I appreciate that support and I want to say that, that is something that I intend to pursue in the future, hopefully, with the help of others here, because I think that a dedicated source for LCHIP is something that would be helpful for our state. Now we are faced with a situation, in this body, where we have before us, a budget. A budget that yes, prioritizes people and has been well noted in the press, but also, Mr. President, a fiscally responsible Senate on a very important level. That is this. Is it indeed possible to eviscerate the community based services that we have to the disabled, to the elderly and to the mentally ill, and avoid significant increase in costs, not only to private payers, but to state government in the future? I am glad to find that our conferees faced that issue and said no, it is not possible. Indeed, if we wished to forgo the necessity for an income tax or a large broad-based tax in the future, for the state of New Hampshire, we cannot force tens of thousands, of such recipients into institutional care. They don't go away, Mr. President. Indeed, they tax our situation to a greater extent. So caring about people is something that we hold high as a value, and indeed, it is fiscally responsible to do so. I want to applaud the Conference Committee on their efforts and thank you, for your leadership.

SENATOR BARNES: Senator Green, what would have happened if the golden goose with this \$85 million pocketbook hadn't have flown in from Washington?

SENATOR GREEN: We would not have had the money necessary to meet our responsibilities.

SENATOR BARNES: So what would we have done?

SENATOR GREEN: We probably would have had a major discussion.

SENATOR BARNES: Thank you.

Senator Green moved adoption.

Question is on the adoption of the Committee of Conference Report.

A roll call was requested by Senator Peterson.

Seconded by Senator Larsen.

The following Senators voted Yes: Gallus, Johnson, Kenney, Boyce, Green, Flanders, Odell, Roberge, Eaton, Peterson, O'Hearn, Foster, Clegg, Gatsas, Barnes, Martel, Sapareto, D'Allesandro, Morse, Prescott.

The following Senators voted No: Below, Larsen, Estabrook, Cohen.

Yeas: 20 - Nays: 4

Adopted.

June 20, 2003

2003-2274-CofC

10/09

Committee of Conference Report on HB 2-FN-A, an act relative to state fees, funds, revenues, and expenditures.

Recommendation:

That the House recede from its position of nonconcurrence with the Senate amendment, and concur with the Senate amendment, and

That the Senate and House adopt the following new amendment to the bill as amended by the Senate, and pass the bill as so amended:

Amend the bill by replacing all after the enacting clause with the following:

1 Department of Health and Human Services; Program Eligibility; Additional Revenues; Transfer Among Accounts.

I. For the biennium ending June 30, 2005, the department of health and human services shall not authorize, without prior approval of the fiscal committee of the general court and governor and council, any change to program eligibility standards or benefit levels that might be expected to increase enrollment in the program or increase expenditures from any source of funds; provided, however, that no such prior approval shall be required if a change to a federal program in which the state is participating as of the effective date of this section is required by federal law.

II. Notwithstanding any provision of the law to the contrary, for the biennium ending June 30, 2005, the fiscal committee of the general court and the governor and council may authorize the commissioner of the department of health and human services to accept and expend additional revenues, in excess of or in addition to the budgeted amounts, from any source, which become available to the department. Such additional revenues shall be available to the department of health and hu-

man services to supplement funds in the following programs and services: provider payments, provider rate increases, and any other program or service that requires deficit reduction or for which revenue has been specifically obtained to improve program operations, provided that such improvements do not increase eligibility standards or benefit levels. The legislature recognizes the importance of emergency medical transportation of Medicaid patients. In establishing priorities for the expenditure of these supplemental funds, the legislature expects the department to give important provider payment consideration to the municipal and private emergency medical services providers.

III. Repeal of Prior Authorizations. The following are repealed:

(a) 2001, 158:43, relative to additional revenues for the department of health and human services.

(b) 1999, 225:2, relative to additional revenues for the department of health and human services.

IV. Notwithstanding the provisions of RSA 9:17-a or any other provision of law to the contrary and subject to the approval of the fiscal committee of the general court and governor and council, for the biennium ending June 30, 2005 the commissioner of the department of health and human services is hereby authorized to transfer funds within and among all PAUs within the department, as the commissioner deems necessary and appropriate to address present or projected budget deficits, or to respond to changes in federal laws, regulations, or programs, and otherwise as necessary for the efficient management of the department.

2 Governor's Salary Used for Employee Incentive Awards. Notwithstanding any other provision of the law, the governor may elect not to take a salary, and the commissioner of administrative services is authorized to move such appropriation to another class for employee incentives. All applicable taxes shall be deducted from any such appropriation.

3 Nursing Leveraged Scholarship Loan Program. Amend RSA 188-D:18-a to read as follows:

188-D:18-a Program Established. *The general court recognizes the shortage of nurses in New Hampshire and recognizes the need to address this shortage by providing scholarship assistance to train registered nurses, licensed practical nurses, licensed nursing assistants, and medications nursing assistants to serve in New Hampshire. Further, the general court recognizes the shortage of qualified instructors to teach these nursing programs at the regional community technical institute and colleges. To address this shortage,* there is established a nursing leveraged scholarship loan program, to be administered by the postsecondary education commission for the benefit of students pursuing approved programs of nursing study. *These approved programs of nursing study shall include part-time or full-time programs for registered nurses, licensed practical nurses, licensed nursing assistants, and medication nursing assistants.*

4 Use of Funds by Technical Colleges. Amend RSA 188-D:18-c, III to read as follows:

III. *Except as provided in paragraph IV,* educational institutions which are eligible for receipt of money provided to students under this subdivision shall match funds provided by the state in order to receive such money. The total amount of matching funds shall not exceed any amount provided by the state during each fiscal year. Such matching funds shall be provided in addition to any other sums provided by the state.

IV. State funds appropriated directly to the regional community-technical institute and the regional community-technical colleges under this section shall be used solely for the purpose of hiring, training, and retaining teachers for nursing programs. Of the amount appropriated to the regional community-technical colleges, \$250,000 in each fiscal year shall be used to establish and operate a nursing program at the Keene campus of the regional-community technical colleges.

5 New Paragraphs; Nursing Leveraged Scholarship Loan Program; Terms of Repayment for Nursing Assistants. Amend RSA 188-D:18-e by inserting after paragraph II the following new paragraphs:

II-a. Recipients of loans for nursing assistant and medication nursing assistant programs, as those positions are defined by the state board of nursing, shall have their notes cancelled upon satisfactory completion of one year of full-time nursing service in New Hampshire immediately following certification. Repayment by service shall be completed within three years from the date of certification.

II-b. Certified nursing assistants and medication nursing assistants shall be eligible to apply for a loan under the program to advance their qualifications to become a licensed practical nurse or registered nurse.

6 Terms of Repayment; Reference to Nursing Assistants Added. Amend the introductory paragraph of RSA 188-D:18-e, III to read as follows:

III. If the note is not cancelled because of service as a nurse, ***licensed nursing assistant, or medication nursing assistant***, the recipient shall repay the loan within two years:

7 Rehiring of Laid Off State Employees.

I. For purposes of this section, "laid off" means any person who receives written notice of the state's intent to lay him or her off or who has been laid off between January 1, 2003 and July 1, 2005, as a result of reorganization or downsizing of state government.

II. It is the intent of the general court that any position which becomes available in a department or establishment, as defined in RSA 9:1, shall be filled, if possible, by a state employee laid off, as defined in paragraph I, if such person is not currently employed by the state of New Hampshire and if he or she meets the minimum qualifications for the position.

III. Within 10 days of the effective date of this section, the head of each department or agency shall submit to the director of the division of personnel a list by name and classification of individuals laid off from January 1, 2003 as of the effective date of this section. Any additional layoffs or reductions shall be reported to the director of personnel as they occur.

IV. Any full-time state employee who was laid off as defined in this section, who before the layoff was receiving state-paid medical benefits under the provisions of RSA 21-I:26-36, who is not eligible to retire and receive post-retirement medical benefits under the provisions of RSA 21-I:26-36 or RSA 100-A:52-55, and who is not eligible for employer-paid medical or health care coverage under the plan of any other employer, or as the spouse of a person covered under the plan of any other employer, or under the state plan as the spouse of a state employee, shall continue to receive such state-paid benefits, as if continuing in active employment, for a period not to exceed six-months after the date of termination of state employment. For the first three-months of this six-month period, the state shall pay the full costs of continuing medical and health care coverage. For the latter three-months of the six-month period, the state shall pay half the cost and the laid-off state employee shall pay half the cost of con-

tinuing medical and health care coverage. This 6-month period shall be included in the calculation of the entitlements required under the Consolidated Omnibus Budget Reconciliation Act of 1986 and any amendments thereto.

8 Office of State Planning; Name Change; Office of State Planning and Energy Programs. Amend the chapter heading of RSA 4-C to read as follows:

CHAPTER 4-C

OFFICE OF STATE PLANNING AND ENERGY PROGRAMS

9 Reference Changes; Office of State Planning Renamed Office of State Planning and Energy Programs. Amend the following RSA provisions by replacing "office of state planning" with "office of state planning and energy programs": RSA 4-C:2; 4-C:3; 4-C:4; 4-C:5; 4-C:6; 4-C:6-a; 4-C:7; 4-C:9; 4-C:9-a; 4-C:10; 4-C:19; 9-A:2; 9-A:4; 12-G:13; 12-K:2, V; 12-K:3; 12-K:6; 12-K:8; 12-K:9; 17-M:2; 21-O:5-a; 21-O:7; 36:45; 36:46; 36:47; 36-B:1; 78-A:25; 78-A:26; 125-G:2, VII; 125-G:3; 125-G:5; 125-G:16; 126-A:4; 147-B:4; 162-C:1; 162-H:3; 204-C:8; 227-G:2, XII; 227-M:4; 216-A:3-c; 216-F:5; 217-A:3; 227-C:4; 227-E:3; 227-E:6; 233-A:2; 235:23; 238:20; 238:23; 261:153; 270:65; 270:67; 270:68; 270:71; 374:22-j; 384-B:1; 432:19; 483:8; 483:10; 483:10-a; 483-A:6; 483-A:7; 483-B:4; 483-B:5; 483-B:12; 483-B:16; 483-B:19; 485-A:4; 485-C:3; 673:3-a; 674:3; 675:9.

10 Office of State Planning and Energy Programs; General Duties and Responsibilities. Amend RSA 4-C:1 to read as follows:

4-C:1 Establishment; General Duties and Responsibilities.

I. There is established the office of state planning *and energy programs* within the office of the governor. The office of state planning *and energy programs* shall be under the supervision and direction of the governor or ~~his~~ *the governor's* designee. The governor's designee shall be known as the director of the office of state planning *and energy programs*.

II. The office of state planning *and energy programs* shall:

(a) Plan for the orderly development of the state and the wise management of the state's resources.

(b) Compile, analyze, and disseminate data, information, and research services as necessary to advance the welfare of the state.

(c) Encourage and assist planning, growth management, and development activities of cities and towns and groups of cities and towns with the purpose of encouraging smart growth.

(d) Encourage the coordination and correlation of state planning by agencies of state government.

(e) Participate in interstate, regional, and national planning efforts.

(f) Administer federal and state grant-in-aid programs assigned to the office by statute or executive order.

~~(g) [When requested by one or more towns under RSA 261:153, V, study the adequacy of the additional fee collected to pay fees for the collection and disposal of motor vehicle wastes. If the office deems it necessary, it shall submit proposed legislation to increase such fees to the speaker of the house, the president of the senate, and the governor.]~~

~~(h) Maintain a current list of contractors and facilities approved by the office for the collection and disposal of motor vehicle waste, for distribution to towns.~~

~~(i) Participate and advise in matters of land use planning regarding lakes and rivers management programs.~~

~~(j) (h) Take a leadership role in encouraging smart growth and preserving farmland, open space land, and traditional village centers.~~

(i) Administer the following programs: the coastal zone management program, the New Hampshire estuaries project, the saltmarsh restorability program, the southeast New Hampshire groundwater sustainability program, the statewide comprehensive outdoor recreation plan, the national flood insurance program, the land conservation investment program, the scenic and cultural byways system, fuel assistance contracts and weatherization contracts. The office shall employ necessary personnel to administer these programs.

~~(k)~~ (j) Perform such other duties as the governor may assign.

11 Office of State Planning; Responsibilities for Assistance; Reference Change from Office of State Planning to Office of State Planning and Energy Programs. Amend RSA 4-C:8 to read as follows:

4-C:8 Responsibilities for Assistance. The office of state planning **and energy programs** shall:

I. Provide technical assistance and, within the limits of biennial legislative appropriations, financial grants to regional planning commissions established under RSA 36:45-36:53 in support of:

(a) Planning assistance to local units of government.

(b) Preparation of regional plans.

(c) Contributions to and coordination with ~~[state-wide]~~ **statewide** planning and management activities, including the formulation and updating of the comprehensive state development plan prepared pursuant to RSA 4-C:2.

II. As requested and in cooperation with regional planning commissions, provide technical assistance and information in support of the planning and growth management efforts of local units of government, including training requested under RSA 673:3-a. The office shall encourage municipalities to first seek assistance from established regional planning commissions.

III. Provide computer interface capability among and between each regional planning commission, the office of state planning **and energy programs**, and state data collection and storage sources. The computer interface capability shall be used by regional planning commissions to respond to municipal requests for assistance in the preparation and amending of master plans and in the evaluation of municipal infrastructure needs. The computer interface capability shall also be used by regional planning commissions to develop and update regional master plans, as provided in RSA 36:47. The computer equipment used for the purposes of this paragraph shall be compatible and able to interface with the office of state ~~[planning's]~~ **planning and energy program's** geographic information system, as well as with other similar state computerized data collection and storage sources.

IV. Provide technical assistance and information to municipalities with the cooperation of other state and regional planning agencies in the following areas:

(a) Use and application of geographic data available in the state's geographic information system (GIS) for local planning and growth management purposes.

(b) Recommending standard procedures for the establishment of accurate, large-scale base mapping to support municipal administrative functions such as tax assessment, public facility management and engineering.

12 Environmental Services Revolving Fund Lapse. The commissioner of the department of environmental services is hereby directed to lapse to the general fund the total sum of \$221,000 from the lab equipment revolving fund, 010-044-1410-003 on June 30, 2003.

13 New Subdivision; Community Development Finance Authority; Community Development Block Grant Program. Amend RSA 162-L by inserting after section 10 the following new subdivision:

Community Development Block Grant Program

162-L:11 Definitions. In this subdivision:

I. "Authority" means the community development finance authority established by RSA 162-L:2.

II. "Chief executive officer" means the chief executive of the municipality, whether the official designation is mayor, city manager, chairman of the board of selectmen, or otherwise.

III. "Committee" means the community development advisory committee.

IV. "Entitlement municipality" means a municipality entitled to receive funds directly from the United States Department of Housing and Urban Development under Title I, section 106(b) of the federal act.

V. "Federal act" means Title I of the Housing and Community Act of 1974, as amended, 42 U.S.C. section 5301 et seq.

VI. "Governing body" means, in the case of a city, the city council or the board of aldermen or, in the case of a town, the board of selectmen or the town council.

VII. "Grantee" means a municipality that receives a grant under the provisions of this subdivision.

VIII. "Municipality" means a city or a town. It also means a "non-entitlement area" as defined in Title I, section 102(a)(7) of the federal act.

162-L:12 Program Goals. In allocating funds under the community development block grant program, the authority shall give priority to activities that:

I. Benefit low and moderate income households.

II. Aid in the prevention or elimination of slum or blight.

III. Aid in the prevention or elimination of conditions which pose a serious or immediate threat to the health and welfare of the community where no other financial resources exist to meet such needs.

162-L:13 Eligible Activities. A wide range of community development activities shall be eligible for funding. These may include, but are not limited to:

I. The acquisition, rehabilitation, or expansion of housing.

II. The creation, expansion, or retention of employment through the stimulation of private investment and community revitalization.

III. The installation, rehabilitation, or replacement of public facilities.

IV. Activities that test the feasibility of innovative approaches to community development.

V. Activities that provide timely responses to unpredictable circumstances or special development opportunities.

162-L:14 Grant of Powers to Municipalities.

I. All municipalities not designated as entitlement municipalities under the federal act are authorized to apply with the authority for funds and are granted such additional authority and power, essential and incidental, as may be necessary for the administration of this program.

II. Prior to filing an application under this subdivision, a municipality shall:

(a) Through action by the governing body adopt or pass an official act or resolution authorizing the filing of the application and directing the chief executive officer or designee to act in connection with the application and to provide such information as may be required.

(b) Hold at least one public hearing to obtain the views of citizens on community development, to furnish the citizens with information concerning the amount of funds available and the range of community development activities that may be undertaken under this subdivision and to give affected citizens an opportunity to examine a proposed statement to the projected use of such funds to be applied for. A notice of the hearing shall specify the grounds for the hearing as well as the date, time, and place. This notice of the hearing shall be published in a newspaper of general circulation in the municipality, and a legal notice shall also be posted in at least 3 public places within such municipality at least 10 days prior to the hearing. The 10 days shall not include the day of publication or the day of posting, whichever is later, nor the day of the hearing, but shall include any Saturdays, Sundays, and legal holidays within the period. This hearing shall be held before the municipality's governing body takes any final action regarding the filing of the application.

III. The chief executive officer shall certify that the municipality will comply with the provisions of this subdivision and with other applicable federal and state laws and rules as may be determined by the authority and the federal government.

162-L:15 The New Hampshire Community Development Advisory Committee.

I. There is established the community development advisory committee which shall be provided staff and administrative assistance by the authority.

II. The committee shall consist of nine voting members as follows:

(a) The director of the division of economic development, department of resources and economic development, or designee, who shall serve as chairperson of the committee.

(b) The director of the office of state planning and energy programs, or designee.

(c) The executive director of the New Hampshire housing finance authority, or designee.

(d) The chairperson of the board of directors of the community development finance authority, or designee.

(e) Six public members, at least three of whom shall be municipal officials, who shall be appointed by and serve at the pleasure of the governor.

III. The six public members shall be paid their actual expenses incurred in performing their duties under this subdivision and shall be paid mileage at the same rate as state employees.

IV. A majority of the members of the committee shall constitute a quorum.

V. No person who receives a significant portion of his or her income directly or indirectly from the community development activities governed by this subdivision shall be a member of the committee.

VI. The committee shall advise the authority in the development of rules for administering this subdivision and developing criteria for the allocation of funds provided under the federal act.

162-L:16 Powers and Duties of the Authority.

I. The authority shall be responsible for the former functions, duties, and responsibilities of the office of state planning relative to administration of the community development block grant program and shall, with the consent of the committee and with the approval of the governor:

(a) Adopt rules, pursuant to RSA 541-A, relative to:

(1) The application process.

(2) Criteria and procedures for evaluating applications submitted by eligible municipalities.

(3) Procedures for the administration of program activities and funds by grantees.

(4) Procedures for monitoring grantees and for hearings.

(b) Make final awards of grants and enter into contractual relationships with grantees for administering funds.

II. The authority shall provide advice and assistance to municipalities in dealing with community development concerns and problems.

III. The authority is authorized to accept federal funds to administer the small cities community development block grant program in accordance with the provisions of this subdivision.

162-L:17 Procedures for Administration.

I. All funds allocated to the state under the federal act, except for an amount not exceeding the maximum allowable under the federal act available to the state for administrative costs, shall be allocated to eligible municipalities.

II. All municipalities shall be eligible to apply for and receive funds under this subdivision except for entitlement municipalities.

III. The allocation system shall be competitive and shall provide the opportunity for any eligible municipality to compete for funding for community development projects.

IV. The authority shall solicit applications from eligible municipalities. Any eligible municipality desiring to receive funds under this subdivision shall complete and submit an application in accordance with the rules adopted under RSA 162-L:16.

V. The authority shall evaluate the relative merits of the applications based on the rules, criteria, and procedures adopted under RSA 162-L:16.

162-L:18 Remedies for Noncompliance.

I. If the authority finds, after reasonable notice and opportunity for hearing, that a grantee under this subdivision has failed to comply substantially with the provisions of this subdivision, the rules adopted under this subdivision, or applicable provisions of federal law, the authority may:

(a) Terminate payments to the grantee under this subdivision; or

(b) Limit the availability of payments under this subdivision under such conditions the authority may establish.

II. In lieu of, or in addition to, any action authorized in paragraph I, the authority may refer the matter to the attorney general of the state of New Hampshire with a recommendation that an appropriate civil action be instituted.

162-L:19 Status of State Employees. Classified employees of the office of state planning and energy programs responsible for administration of the community development block grant program shall be transferred to the community development finance authority. Any person employed in such a position at the time of the transfer, or at any time subsequent thereto, shall be deemed a classified employee of the authority. All classified employees of the authority shall be classified employees of the state of New Hampshire within the meaning of RSA 21-I:49 and shall be subject to all requirements, and be entitled to all benefits and emoluments, of the state personnel system.

14 Transfer of the Community Development Block Grant Program from the Office of State Planning to the Community Development Finance Authority.

I. All of the functions, powers, duties, and responsibilities of the office of state planning relative to administration of the community devel-

opment block grant program are hereby transferred to the community development finance authority. The transfer provided for in this section shall include all of the personnel, books, papers, records, equipment, unexpended appropriations, or other available funds, property, or obligations of any kind of the office of state planning for administration of the community development block grant program.

II. All existing effective rules adopted by the office of state planning under the former RSA 4-C:16 relative to the community development block grant program shall continue in full force and effect until such rules, in accordance with RSA 541-A, expire, or are amended or repealed by the community development finance authority pursuant to RSA 162-L:16.

15 Repeal. RSA 4-C:11-18, relative to the community block grant program, are repealed.

16 Supreme Court Costs; Entry Fees. Amend RSA 490:24 to read as follows:

490:24 Entry Fees.

I. For the benefit of the general fund of the state, there shall be paid to the clerk for the entry of every reserved case, bill of exceptions, petition, appeal, or other action, for the filing of every motion or other document supplementary to the entered case, and for any service rendered by the clerk, such fees as shall from time to time be established by the court.

II. The sum of \$20 shall be added to each case entry fee and fee for a motion to bring forward collected in the supreme, superior, district, family, and probate courts, and these sums shall be deposited in the general fund.

17 Autopsy Expenses. RSA 611:17 is repealed and reenacted to read as follows:

611:17 Autopsy Expenses. Autopsy expenses shall be morgue costs, microscopic processes, toxicology, transport, and x-ray costs. All claims for autopsy expenses shall be submitted to the office of the chief medical examiner, which shall authorize such claims and submit them for payment as follows:

I. For autopsies ordered by the county attorney, such claims shall be approved by the county attorney and submitted for payment to the county treasurer.

II. For autopsies ordered by the attorney general or the chief medical examiner, such claims shall be submitted for payment to the state treasurer, chargeable to the account of the chief medical examiner's office.

III. For autopsies made at the request of the commissioner of the department of health and human services and conducted in the presence of the medical examiner or designee, such claims shall be submitted for payment to the department of health and human services.

18 Repeal. The following are repealed:

I. RSA 611:7-a, relative to payment of autopsy costs by the department of health and human services.

II. RSA 611-A:9, relative to county liability for expenses of autopsies.

19 Department of State; Office Fees; Fees for Apostilles, For Certificates for Notaries and Justices of the Peace, and For Expedited Service Added. Amend RSA 5:10 to read as follows:

5:10 Office Fees. Except as otherwise provided, the following fees shall be paid to the secretary of state for the use of the state: For every commission issued to a justice of the peace or to a notary public, \$50; for every certificate pertaining to the existence of a corporation, trade name, or other business entity, or writ served on the same, \$5; for every such certificate in long form, \$10; ***for every apostille provided under the***

Hague Convention of 1961 and for every certificate for a notary public or justice of the peace, \$10; for every other certificate under seal of the state, \$5; for engrossing private acts, \$1 for each page of 240 words; for expedited service of every 10 documents or any part thereof, \$25.

20 Solemnization of Marriage; Increase in Fee for Special Commission to Perform Marriage. Amend RSA 457:32 to read as follows:

457:32 Special Commission. The secretary of state may issue a special license to an ordained or non-ordained minister residing out of the state, or to an individual residing out of state who is authorized or licensed by law to perform marriages in such individual's state of residence, authorizing him or her in a special case to marry a couple within the state. In the case of an individual residing out of state who is authorized or licensed by law to perform marriages in such individual's state of residence, the secretary of state may require the submission of a copy of a valid commission or other indicia of authority to marry in the individual's state of residence as proof of existence of that authority. The names and residences of the couple proposed to be married in such special case shall be stated in the license, and no power shall be conferred to marry any other parties than those named therein. The fee for such license shall be ~~[\$5]~~ **\$25**. The secretary of state shall keep a permanent record of all such special licenses, which record shall contain the names and residences of the couple to be married and the name and residence of the minister to whom the license is issued.

21 Transfer of Funds from Secretary of State to Election Fund. Notwithstanding any other provision of law, for the biennium ending June 30, 2005, the first \$75,000 collected in each fiscal year by the secretary of state pursuant to RSA 5:10 shall be deposited into the election fund established in RSA 5:6-d.

22 Transfer of Funds from Secretary of State to Election Fund. Notwithstanding any other provision of law, for the biennium ending June 30, 2005, the first \$10,000 collected in each fiscal year by the secretary of state pursuant to RSA 457:32 shall be deposited into the election fund established in RSA 5:6-d.

23 Investor Education Fund Credited to General Fund. Notwithstanding RSA 421-B:21, II-c and RSA 421-B:26, IV, funds in the investor education fund in excess of \$653,500 at the end of the fiscal year ending June 30, 2004 shall be credited to the general fund.

24 Contingency. If HB 577-FN-A-LOCAL of the 2003 regular session becomes law, then sections 21 and 22 of this act shall take effect July 1, 2003. If HB 577-FN-A-LOCAL of the 2003 regular session does not become law, then sections 21 and 22 of this act shall not take effect.

25 Special Education; Catastrophic Aid; Lapse to General Fund. Notwithstanding RSA 186-C:18, \$2,000,000 of unexpended funds appropriated under RSA 186-C:18 for the biennium ending June 30, 2003, shall lapse to the general fund on June 30, 2003.

26 Department of Administrative Services; Purchases; Exemption for Regional Community-Technical Colleges. Amend RSA 21-I:18, I-a to read as follows:

I-a. The New Hampshire regional community-technical colleges shall not be required to make purchases through the director of plant and property management ***or utilize the services of the bureau of graphic services*** unless it so chooses. The regional community-technical colleges shall make purchases under competitive bidding requirements except when waived by the commissioner of the regional community-technical colleges, or a designated agent, upon written justification.

27 Health Insurance Portability and Accountability Act; Nonlapsing Funds; Department of Health and Human Services. Notwithstanding any provision of law to the contrary, the appropriations made by 2001, 130 or subsequently accepted and allocated to 05, 01, 03, 01, office of information systems management systems, class 031, computer enhancement-HIPAA, shall not lapse until June 30, 2005.

28 Longevity Payment Authorized; Department of Health and Human Services. Notwithstanding any provision of law to the contrary, a longevity payment is hereby authorized in the amount of \$4,400 for position 9U392, executive assistant to the commissioner for years 1988 through 2001. Funding for the longevity payment shall be from appropriations made to the department of health and human services in the 2004-2005 operating budget (HB 1-A) for positions that are not filled.

29 Recognizing Out-of-State Registration of Radiation Machines. Amend RSA 125-F:7 to read as follows:

125-F:7 Licensing and Registration of Sources of Radiation.

I. When adopting rules under RSA 541-A, the department, through its program, shall provide for general or specific licensing of naturally occurring, artificially produced, byproduct, source, and special nuclear materials or devices or equipment utilizing such material. The rules shall provide for amendment, suspension, and revocation of licenses.

II. The department, through its program, may require registration of other sources of radiation.

III. The department, through its program, is authorized to exempt certain sources of radiation or kinds of uses or users from the licensing or registration requirements of this section, provided they shall be specifically named in a schedule of such exempt uses, users, or sources of radiation within the context of rules adopted under RSA 541-A.

IV. The rules may provide for recognition of other state or federal licenses *and radiation machine registration* as the program may deem desirable, subject to such registration requirements, *including the payment of such fees*, as the department, through its program, may establish.

30 Recognizing Out-of-State Registration of Radiation Machines. Amend RSA 125-F:8 to read as follows:

125-F:8 Radiation User and Laboratory Fees.

I. The department, through its program, shall prescribe and collect such fees as may be established by rule for radiation protection services provided under this chapter. Services for which fees may be established include:

(a) Registration of radiation equipment and other sources of radiation;

(b) Issuance, amendment, and renewal of *general or* specific licenses for radioactive materials *as well as the recognition of other state and federal licenses and radiation machine registrations in accordance with RSA 125-F:7, IV*;

(c) Inspections of registrants or licensees;

(d) Environmental surveillance activities to assess the radiological impact of activities conducted by licensees;

(e) Evaluation of products to be distributed to persons generally licensed or persons exempt from licensing; ~~and~~

(f) Laboratory radiochemical sample analyses[-]; *and*

(g) Radiological response and radiation safety assessments.

II. When a registrant or licensee fails to pay the applicable fee, the program may suspend or revoke the registration or license or may issue an appropriate order.

III. Except as provided in paragraph IV, all fees collected under this section shall be forwarded to the state treasurer to be deposited in the general fund.

IV. Any increase in fees after the effective date of this paragraph and collected under this section shall be deposited in the radiation user and laboratory fees fund established in RSA 125-F:8-b and shall be used solely for the administration of the department's responsibilities under this chapter.

V. Application fees collected under this provision shall not be refundable.

31 Department of Health and Human Services; Medicaid Program Audit Follow-up.

I. The commissioner of health and human services shall, prior to November 1, 2003, report to the fiscal committee of the general court, the department's process for ensuring provider compliance with RSA 126-A:3, III, requiring providers to charge the lowest fee or rate for eligible medicaid services.

II. The commissioner of health and human services shall report to the fiscal committee of the general court within 90 days of passage, and every 90 days thereafter, the status of the department's efforts to resolve each observation contained in the Medicaid Program Financial and Compliance Audit Report for the Year Ended June 30, 2002 issued by the office of legislative budget assistant.

III. The commissioner of health and humans services is directed to have audits of the department's contracted independent computer service bureaus performed in accordance with Statement on Auditing Standards No. 70, Reports on the Processing of Transactions by Service Organizations (SAS 70) including audits of the department's contracted medicaid fiscal agent and its pharmacy benefits management service provider. The scope of these audits shall include service auditor's reports on controls placed in operation and tests of operating effectiveness for the year ended June 30, 2003.

32 New Section; State Employee Health Insurance; Self-Insured Plans. Amend RSA 21-I by inserting after section 30-c the following new section:

21-I:30-d State Employee Health Insurance; Self-Insured Plan Required. Notwithstanding any provision of law to the contrary, the commissioner of administrative services shall implement a self-insured health plan for all state employees and their families and retired state employees and their spouses. The self-insured health plan shall include the university system of New Hampshire, unless the fiscal committee of the general court determines that it is not financially prudent.

33 State Employee Health Insurance; Administrative Services Reporting. Beginning July 1, 2003, the commissioner of administrative services shall report to the fiscal committee of the general court every 60 days regarding the implementation of the self-insured health plan.

34 Transfer from Revenue Stabilization Reserve Account. Notwithstanding RSA 9:13-e, in the event of a general fund operating budget deficit at the close of fiscal year 2003 as determined by the official audit performed pursuant to RSA 21-I:8, I(h), the comptroller shall notify the fiscal committee and the governor of such deficit and request that sufficient funds, to the extent available, be transferred from the revenue stabilization reserve account to eliminate such deficit.

35 The Liquor Commission; Revenue. Notwithstanding RSA 176:16, II, for the biennium ending June 30, 2005, all gross revenue derived by the liquor commission from the sale of liquor, or from license fees, shall be deposited into the general funds of the state.

36 Long Term Care; Program Management and Cost Controls; Average Annual Costs. Amend RSA 151-E:11, II to read as follows:

II. For the fiscal year beginning July 1, ~~[1999]~~ **2003**, and each fiscal year thereafter the average annual cost for the provision of services to persons in the mid-level of care shall not exceed ~~[50]~~ **60** percent of the average annual cost for the provision of services in a nursing facility. The average annual cost for the provision of services in home-based care shall not exceed ~~[33]~~ **50** percent of the average annual cost for the provision of services to persons in a nursing facility. Average annual costs shall be the net medicaid costs exclusive of provider payments.

37 Medicaid Enhancement Tax. Amend RSA 84-A:2 to read as follows:

84-A:2 Imposition of Tax. A tax is imposed at a rate ~~[to be established by legislation each biennium]~~ **of 6 percent** upon the gross patient services revenue of every hospital for the hospital's fiscal year ending during the first full calendar year preceding the taxable period. ~~[If the legislature fails to set the rate of tax on or before May 30, preceding the first fiscal year of the biennium, the tax rate shall be zero for that biennium. In no event shall the rate of the tax be greater than 6 percent for any biennium.]~~

38 New Paragraph; Office of Victim/Witness Assistance. Amend RSA 21-M:8-b by inserting after paragraph III the following new paragraph:

IV. Notwithstanding RSA 9:17-c, salary and benefits moneys from any existing vacancy in the department of justice may be used to fund the positions in the office of victim/witness assistance.

39 Repeal. 1993, 358:88, relative to office of victim/witness assistance, is repealed.

40 Imposition of Tax, Intrastate Communications Services; Rate Changed. Amend RSA 82-A:3 to read as follows:

82-A:3 Imposition of Tax; Intrastate Communications Services. A tax is imposed upon intrastate communications services furnished to a person in this state and purchased at retail from a retailer by such person, at the rate of ~~[4-5]~~ **7** percent of the gross charge therefor. However, such tax is not imposed on any communications services to the extent a tax on such services may not, under the Constitution and statutes of the United States, be made the subject of taxation by the state

41 Imposition of Tax, Interstate Communications Services; Rate Changed. Amend RSA 82-A:4 to read as follows:

82-A:4 Imposition of Tax; Interstate Communications Services. Except as provided in RSA 82-A:4-b, a tax is imposed upon interstate communications services furnished to a person in this state and purchased at retail from a retailer by such person, at the rate of ~~[4-5]~~ **7** percent of the gross charge when such service is originated in this state and terminated outside this state or originated outside this state and terminated in this state. To prevent actual multi-state taxation of communications services that are subject to taxation under this section, any taxpayer, upon proof that that taxpayer has paid a tax in another state on such services, shall be allowed a credit against the tax imposed in this section to the extent of the amount of such tax properly due and paid in such other state. However, such tax is not imposed on communications services to the extent such services may not, under the Constitution and statutes of the United States, be made the subject of taxation by the state.

42 Repeal. The following are repealed:

I. RSA 14:31-a, I(f), relative to performance based budgeting.

II. RSA 9:8-a, II, relative to performance based budgeting.

43 Administration of Medicaid Home and Community-Based Care Waiver Program for the Elderly and Chronically Ill.

I. For the biennium ending June 30, 2005, the department of health and human services shall, as soon as practicable, outsource all medic-aid home and community-based care waiver for the elderly and chronically ill (HCBC-ECI) case management services to private case management providers.

II. Any department of health and human services employees assigned to HCBC-ECI case management as of July 1, 2003 shall be reassigned, within their respective district offices and job classifications, to provide other client services within the district office.

III. The commissioner of the department of health and human services shall, every 60 calendar days, provide the fiscal committee of the general court and the governor and council with a progress report relative to the transition of HCBC-ECI case management services to private case management providers and the reassignment of department of health and human services employees within district offices.

44 Tobacco Tax Stamps; Discount Removed. Amend RSA 78:9, I to read as follows:

I. The commissioner shall adopt rules pursuant to RSA 541-A relative to the design and denomination of stamps to be secured by ~~him~~ **the commissioner** for affixing to packages of tobacco products as evidence of the payment of the tax imposed by this chapter. The commissioner shall sell such stamps ~~on a cash basis~~ to each licensed wholesaler ~~at a discount of 2 3/4 percent up to the first \$500,000, 2 3/8 percent from \$500,001 to \$1,000,000 and 2 percent for all sales in excess of \$1,000,000 of their face value on an annual basis from July 1 to June 30 to encourage each wholesaler to affix such stamps and compensate them for so doing~~. The commissioner may~~[- in his discretion,]~~ permit a licensed wholesaler to pay for such stamps within 30 days after the date of purchase, provided a bond satisfactory to the commissioner in an amount not less than the sale price of such stamps shall have been filed with the commissioner, conditioned upon the payment of such stamps. The commissioner shall keep accurate records of all stamps sold to each wholesaler and shall pay over all receipts from the sale of such stamps to the state treasurer daily.

45 Repeal. RSA 78:9-a, relative to compensation for collecting and remitting tax, is repealed.

46 Motor Vehicle Inspection Sticker Fees Increased. Amend RSA 266:2 to read as follows:

266:2 Fees. The fee for inspection stickers shall be ~~[\$1.50]~~ **\$2.50** for each sticker furnished an approved inspection station. All unused stickers returned by the approved inspection station to the division shall be refundable at the rate of ~~[\$1.50]~~ **\$2.50** each, except that unused stickers purchased from the division for a fee of ~~[\$1.50]~~ **\$2.50** shall be refundable at the rate of ~~[\$1.50]~~ **\$2.50** each.

47 New Chapter; State Jobs Grant Fund. Amend RSA by inserting after chapter 162-M the following new chapter:

CHAPTER 162-N

STATE JOBS GRANT FUND

162-N:1 Definitions. In this chapter:

I. "Commissioner" means the commissioner of resources and economic development.

II. "Qualifying zone" means a town or city in Coos or Sullivan county which has a median household income of less than \$40,500 according to the most recent federal decennial census.

162-N:2 State Jobs Grant Fund. There is established within the office of the state treasurer a state jobs grants fund. The state jobs grant fund shall be administered by the commissioner and shall be used for the sole purpose of providing grants in accordance with RSA 162-N:3.

162-N:3 State Jobs Grants.

I. Any business creating new jobs in a qualifying zone may apply to the commissioner, on an application developed by the commissioner, for state jobs grants.

II. The amount of the grant shall be determined by the commissioner on a per job basis as follows:

(a) Up to \$1,000 but less than \$3,000 per job created at a wage which is at least $1\frac{1}{4}$ times but less than 2 times above the 2003 minimum wage.

(b) At least \$1,000 and up to \$3,000 per job created at a wage which is at least 2 times but less than $2\frac{1}{4}$ times above the 2003 minimum wage.

(c) At least \$3,000 and up to \$5,000 per job created at a wage which is at least $2\frac{1}{4}$ times but less than $2\frac{1}{2}$ times above the 2003 minimum wage.

(d) At least \$5,000 and up to \$10,000 per job created at a wage which is at least $2\frac{1}{2}$ times but less than 3 times above the 2003 minimum wage.

(e) At least \$10,000 and up to \$15,000 per job created at a wage which is at least 3 times but less than $3\frac{1}{2}$ times above the 2003 minimum wage.

(f) At least \$15,000 and up to \$20,000 per job created at a wage which is $3\frac{1}{2}$ times or more above the minimum wage.

III. Grants shall be made by the commissioner only after approval by the governor and council.

IV. Any business receiving a grant under this section shall guarantee that the job for which the grant is made shall exist for at least a 5-year period or shall remit the grant moneys to the state job grants fund on a pro-rated share basis for the amount of the 5-year period when the job does not exist.

V. Any qualifying zone, by action of the local legislative body, may abate all or a portion of the local property tax for a period of 10 years for a business creating jobs and receiving grants under this section. Abatements granted under this paragraph shall expire if the job or jobs for which grants were made cease to exist.

162-N:4 Rulemaking. The commissioner shall adopt rules, under RSA 541-A, relative to the administration and implementation of this chapter.

48 New Subparagraph; State Jobs Grant Fund. Amend RSA 6:12, I by inserting after subparagraph (IIIIIIII) the following new subparagraph:

(mmmmmmmm) Moneys deposited in the state jobs grant fund under RSA 162-N:3.

49 Instream Flow Pilot Program; Reporting Date Extended. Amend 2002, 278:2, III to read as follows:

III. The commissioner of the department of environmental services shall initiate and adopt rules pursuant to RSA 541-A for other rivers designated under RSA 483:15 only after the adoption and implementation of the rules relative to protected instream flows pursuant to RSA 483:9-c for the Lamprey and Souhegan rivers and completion of the report required under section 3, III(d) of this act, but not before December 1, [2006] 2008.

50 Instream Flow Pilot Program; Reporting Dates Extended. Amend 2002, 278:3, III to read as follows:

III. The commissioner of the department of environmental services shall:

(a) By April 1, [2005] **2007**, conduct protected instream flow studies and submit a report that details the results of science for the pilot program, including the projected impacts of the protected instream flows and water management plans to be implemented on water users, wildlife, recreation, and other interests along the rivers and any recommendations for proposed legislation. The department shall hold a public hearing jointly with the senate environment committee and the house resources, recreation and development committee within 60 days and be open for a public comment period of an additional 30 days. The department shall consider the public comments received in any revisions to the protected instream flow levels and water management plans for the Lamprey River and the Souhegan River.

(b) By October 1, [2005] **2007**, adopt and implement the protected instream flows and water management plans relative to the Lamprey River and the Souhegan River.

(c) One year after the adoption and implementation of the protected instream flow levels and water management plans for the Lamprey River and the Souhegan River, the department shall hold a public hearing and open a 30-day public comment period. The department shall consider the public comments received in any revisions to the protected instream flow levels and water management plans for the Lamprey River and the Souhegan River.

(d) By December 1, [2006] **2008**, submit a report that details the activities and results of the pilot program, including the impacts of the protected instream flows and water management plans on water users, wildlife, recreation, and other interests along the rivers and any recommendations for proposed legislation. The report shall also include a summary of public comments received and the completed instream flow studies and the adopted protected instream flow levels and water management plans and shall be submitted to the senate president, the speaker of the house of representatives, the governor, and the state library.

51 Committee to Study the Impact of Water Withdrawals on Instream Flows; Report Date Extended. Amend 2000, 242:5 as amended by 2001, 138:6 and 2002, 278:6 to read as follows:

242:5 Report. The committee shall report its findings and any recommendations for proposed legislation to the senate president, the speaker of the house of representatives, the senate clerk, the house clerk, the governor, and the state library on or before December 1, [2006] **2008**.

52 Transfer of Funds. The sum of \$355,000 shall be transferred from department of environmental services PAU 03-04-02-01-01, class 92, source water protection program, to department of environmental services PAU 03-04-02-06-10, class 92, protected instream flow pilot program.

53 Statement of Intent. This act establishes a division within the department of state that will be responsible for the regulation of vital records and the dissemination of vital records data. This act maintains the right of the department of health and human services to have full access to vital records information as set forth in RSA 126:24-c. By transferring the administration of vital records from the department of health and human services to the department of state, the general court recognizes that the same state department that regulates other records of the state shall also regulate vital records.

54 New Chapter; Vital Records Administration. Amend RSA by inserting after chapter 5-B the following new chapter:

CHAPTER 5-C

VITAL RECORDS ADMINISTRATION

5-C:1 Definitions. In this chapter:

- I. "Department" means the department of state.
- II. "Director" or "registrar" means the director of vital records administration who shall also be known as the registrar of vital records.
- III. "Division" means the division of vital records administration, department of state.

5-C:2 Division of Vital Records Administration Established.

I. There is established within the department a division of vital records administration under the supervision of a director of vital records administration. The secretary of state, with the approval of the governor and council, shall appoint the director of vital records administration. In addition to the title of director, the director shall also be known as the registrar of vital records. The director of vital records administration shall be academically and technically qualified to hold the position. The director shall be a citizen of this state or become a citizen of this state within one year of the director's appointment.

II. The director shall:

- (a) Be responsible for the day-to-day operations of the division.
- (b) Plan and provide operational resources as available, for the establishment and support of a statewide vital records registration, issuance, and dissemination program.

5-C:3 Declaration of Policy and Purpose.

I. The New Hampshire constitution identifies the office of the secretary of state as the keeper of the records of the state.

II. The division shall provide access to vital records and vital records data while assuring the privacy of all New Hampshire citizens.

5-C:4 Registrar of Vital Records; Privacy; Duties.

I. The secretary of state shall appoint the registrar of vital records for the state who, under the supervision of the secretary, shall have charge of the vital records of the state and shall enforce the provisions of law in relation to them.

II. In collecting information, prime consideration shall be given to the protection of the privacy of the individuals about whom information is given. In accordance with the provisions of this chapter, the secretary of state shall ensure that, when information is collected, the minimum of data shall be collected to accomplish a specific purpose, that no information shall be available to unauthorized personnel, that only the minimum be made available to authorized personnel, and that no information that could possibly adversely affect an identified individual be made public. The department of health and human services shall have access to vital records information in accordance with the provisions of RSA 126:24-c.

III. The division is designated the vital statistics center for New Hampshire in accordance with section 306(e) of the Public Health Service Act, 42 U.S.C. section 242k(e). The division is authorized to collect, compile, coordinate, and disseminate all vital records information, while adhering to the privacy requirement of paragraph II. The division shall have the power to enter into contractual agreements to the end that costs related to the collection of information shall be defrayed for outside agencies to the extent that funds are available from any source for such purpose.

5-C:5 Statistical Forms.

I. Forms and data fields maintained electronically shall include all facts contained on the national standard certificate forms developed by the National Center for Health Statistics, United States Department of Health and Human Services. As revisions to the National Center for Health Statistics standard certificates are made, the secretary of state shall incorporate into forms and data fields new facts contained on the standard certificates.

II. In addition to the secretary of state, any interested state agency or individual may request that additional data fields be added to any of the vital records statistical forms. Such requests shall be granted upon meeting the following minimum requirements:

(a) Any individual and any state agency, with the exception of the department of health and human services, shall provide a description of need for the additional data fields.

(b) Any individual and any state agency, with the exception of the department of health and human services, shall provide a business plan describing how the additional data fields will be used.

(c) All individuals and all state agencies shall demonstrate that they have adequate resources to pay for software changes to the secretary of state's automated data collection system including development, testing, training of users, maintenance, and replacement of statistical forms.

(d) All individuals and all state agencies shall provide assurances that any statistical form changes shall not adversely affect any of the data contracts that the secretary of state maintains.

5-C:6 Recordkeeping. The secretary of state shall promote uniformity and efficiency in the preparation, transcription, collection, compilation, and preservation of facts in relation to births, marriages, divorces, fetal deaths, and deaths. In the case of fetal deaths, the name of parent or parents and the name of the child shall not be divulged except by the written consent of the parent or parents. The secretary of state shall provide for so-called delayed certificates of birth, the registration of children of unknown parentage, the filing of additional certificates after the legitimization of children, and other matters relative to vital statistics.

5-C:7 Transfer. All existing rules relative to vital records administration in effect, in operation, or adopted in or by the former department of health and human services, office of community and public health, bureau of vital records as of the effective date of this chapter, are declared to be regulations in effect and shall continue in effect until rescinded, revised, or amended by an act of the general court.

5-C:8 Seal of Registrar. The registrar shall have a seal which shall be like the seal of the state except that the device thereon shall be surrounded by the words "New Hampshire Department of State, Registrar of Vital Records" in the place of the words "Seal of the State of New Hampshire, 1776."

5-C:9 Authenticated Copies. Every certificate or other official paper executed by the registrar under seal, in pursuance of authority conferred by law, shall be received as evidence, and may be recorded in the proper recording offices in the same manner and with like effect as a legally acknowledged deed; and copies of papers and records in his or her office, so authenticated, shall be received as evidence with the same effect as the originals.

5-C:10 Birth Registration.

I. The division shall maintain a central record of all births occurring in the state of New Hampshire.

II. When a birth occurs in an institution or en route to an institution, the person in charge of the institution or a designated representative shall obtain the personal data, secure the signatures required on a birth worksheet provided by the division, and file electronically a birth record with the state of New Hampshire, division of vital records administration within 6 days of the birth. The physician in attendance shall provide the medical information required by the worksheet and certify to the facts of birth within 72 hours after the birth. If the attending physician does not certify to the facts of birth within the required 72 hours, the chief of obstetrics or the chief of the medical staff shall complete and certify the birth worksheet.

III. When a birth occurs outside an institution the necessary facts shall be obtained and processed in accordance with RSA 5-C:7.

IV. Either of the parents of the child or other informant shall certify the accuracy of the personal data provided and sign the worksheet in time to permit the filing of the birth record within the 6 days required by this section.

V. In the case of a child born of unwed parents, the legal portion of the birth certificate shall not contain any reference or specific statement to the fact that the child was born of unwed parents, or to the marital status of the parents.

VI.(a) Except as provided in subparagraphs (b) and (c), the registrar shall obtain the social security identification numbers of both parents of the newborn child at the time the vital statistics information authorized by this section is obtained.

(b) Social security numbers of the parents shall not be obtained when the child is born of unwed parents and paternity has not been established pursuant to RSA 168-A; provided, however, that if paternity is subsequently established by court order or affidavit of paternity and the birth certificate is modified pursuant to RSA 5-C:11, III or IX, the registrar shall then request the social security numbers of both parents.

(c) A parent who does not have a social security number at the time of the initial information request shall sign a declaration attesting to such fact and submit such document to the registrar.

(d) The parental social security numbers shall not appear on the face of the birth certificate itself.

(e) The social security numbers obtained pursuant to this paragraph shall be confidential and shall be disclosed only to the office of child support enforcement services, department of health and human services, solely for the purpose of enforcing a child support order in effect in this state.

(f) Refusal of a parent to provide a social security number pursuant to subparagraph (a) or (b) shall not be grounds for refusal to issue a birth certificate. The preceding sentence shall appear in writing on the forms used by the division to collect information for birth certificates.

5-C:11 Names on Certificates of Birth; Affidavits of Paternity.

I. If the mother was married at the time of either conception or birth or anytime between conception and birth and:

(a) There is no dispute as to paternity, the name of the husband shall be entered on the certificate as the father of the child. The surname of the child shall be any name chosen by the parents; provided, however, that if the parents are separated or divorced at the time of the child's birth, the choice of surname rests with the parent who has actual custody following birth.

(b) A situation arises whereby the mother claims that the father of the child is not her husband, and the husband agrees to such a claim,

and the putative father agrees to such a statement, then a 3-party affidavit of paternity may be signed by the respective parties and duly notarized. This will allow the name of a nonhusband to be placed on the birth certificate as the father and the surname of the child shall be any name chosen by the mother.

(c) A question of paternity determination arises which is not resolved under subparagraph (b), it shall be settled by a court of competent jurisdiction.

II. If the mother was not married at the time of either conception or birth or between conception and birth, the name of the father shall not be entered on the certificate of birth unless an affidavit of paternity is signed by the mother and father and duly notarized, in which case the surname of the child shall be any name chosen by the mother and father.

III. When an affidavit of paternity is executed in a hospital or birthing center, or before a midwife, the following procedure shall apply:

(a) A hospital, birthing center, or midwife shall provide to an unmarried mother of a live child born in a hospital, birthing center, or other location, an affidavit of paternity that can be completed by the child's mother and father to acknowledge paternity of a child, which affidavit shall be notarized by the hospital or birthing center staff if the birth occurs in a hospital or birthing center. Before a mother and a putative father can sign an affidavit of paternity, they shall be given oral and written notice of the legal consequences of signing the affidavit, including the resulting rights and responsibilities, and the alternatives to acknowledging paternity by affidavit. If one parent is a minor, notice shall include any rights afforded by minority status.

(b) When a mother and father sign an affidavit of paternity, a hospital, birthing center, or midwife shall:

(1) Complete the affidavit of paternity and forward the record to the division; and

(2) File a copy of the affidavit of paternity with the department of health and human services, office of child support enforcement services, at the address indicated on the affidavit of paternity.

(c) For each affidavit of paternity signed and filed in accordance with this paragraph, the department of health and human services shall reimburse the hospital, birthing center, or midwife in an amount authorized by federal law.

(d) The department of health and human services shall develop and distribute to a hospital, birthing center, or midwife free of charge the affidavit of paternity forms, information on the purpose and completion of the form, and information on the rights and responsibilities of the parents, and shall provide assistance and training to staff assigned responsibility for providing the information.

IV. When an affidavit of paternity is executed and filed with the clerk of the town where the birth occurs, the following procedures shall apply:

(a) In those instances where an affidavit of paternity is completed by the parents of the child and filed directly with the clerk of the town where the birth occurs, the clerk of the town shall forward a copy of the affidavit of paternity to the department of health and human services, office of child support enforcement services, at the address indicated on the affidavit of paternity and shall forward the electronic record to the division. Before a mother and a putative father may sign an affidavit of paternity, they shall be given oral and written notice of

the legal consequences of signing the affidavit, including the resulting rights and responsibilities and the alternatives to acknowledging paternity by affidavit. If one parent is a minor, notice shall include any rights afforded by minority status.

(b) The department of health and human services shall develop and distribute to a clerk of the town free of charge the affidavit of paternity forms, information on the purpose and completion of the form, and information on the rights and responsibilities of the parents, and shall provide assistance and training to staff assigned responsibility for providing the information.

V. The division shall link an electronic record of an affidavit of paternity with the original birth record of the child.

VI. An affidavit of paternity signed pursuant to this section shall be considered a legal finding of paternity, subject to the right of any signatory to rescind the acknowledgment within the earlier of:

(a) Sixty days; or

(b) The date of an administrative or judicial proceeding relating to the child, including a proceeding to establish a support order, in which the signatory is a party.

VII. Written notice of rescission shall be sent to the clerk of the town in which the birth occurred, with a copy to the office of child support enforcement services at the address indicated on the affidavit, no later than 60 days after the affidavit is signed. After expiration of the rescission period, the signed affidavit of paternity may be challenged in court only on the basis of fraud, duress, or material mistake of fact, with the burden of proof upon the challenger, and under which the legal responsibilities (including child support obligations) of any signatory arising from the acknowledgment shall not be suspended during the challenge, except for good cause shown.

VIII. When an affidavit of paternity has been properly completed and the certificate of birth has been filed accordingly, and the acknowledgment has not been rescinded pursuant to this section, any further modification of the birth certificate regarding the paternity of the child shall require an order from a court of competent jurisdiction.

IX. In any case in which paternity of a child is determined by a court of competent jurisdiction, the name of the father and surname of the child shall be entered on the certificate of birth in accordance with the finding and order of the court. Each final order affecting a determination of parentage of a minor child shall be forwarded by the court to the clerk of the town or city in which the birth occurred for entry on the birth certificate. The surname of the child shall remain unchanged unless otherwise designated in the court order.

X. In all other cases, the surname of the child shall be any name chosen by the mother.

XI. If the father is not named on the certificate of birth, no other information about the father shall be entered on the certificate.

5-C:12 Report of Marriage. Every person who solemnizes a marriage shall make a record of it and of all the facts required by the department and, within 6 days thereafter, shall forward it to the town clerk who issued the marriage license. The town clerk shall forward the report of marriage to the division.

5-C:13 Preservation of Returns. The registrar shall cause the returns made to him or her under the preceding sections and the returns of divorces made by the clerks of court to be arranged, alphabetical indexes

of all the names contained in such returns to be made, and the whole to be bound in convenient volumes and preserved in his or her office. Records of births, marriages, deaths, and divorces shall be kept separately.

5-C:14 Birth Registration Cards.

I. The registrar or a town clerk may issue, in accordance with the provisions of RSA 5-C:16, a card containing information relative to the date and place of birth of such persons as may be on record with the division. The fee for the issuance of any such card shall be \$12. However, under no circumstances shall any information relative to any adoption be disclosed or given out by the registrar, or the town clerk, or any other individual except pursuant to RSA 170-B:19, II, except that a birth certificate which does not indicate that the certificate has been amended or that an individual has been adopted may be issued.

II. The town clerk shall forward \$8 of each fee collected by the clerk under this section to the department of state for deposit in the vital records improvement fund established under RSA 5-C:23. The town clerk shall retain the remaining \$4 as a fee for issuing such birth registration card. Fees collected by the registrar shall be forwarded to the state treasurer for deposit into the vital records improvement fund established under RSA 5-C:23.

5-C:15 Birth Certificate for Foreign-Born Children Adopted in New Hampshire.

I. The registrar shall establish, in accordance with RSA 5-C:7, a New Hampshire certificate of birth for a person born in a foreign country and for whom a final decree of adoption has been issued by a court of competent jurisdiction in New Hampshire. This certificate of birth shall be established and registered and a certified copy of such certificate issued when the registrar receives a request and a fee of \$25 from the adoptive parents or adopted person over 18 for such a certificate and a report of the adoption as provided in RSA 170-B:18. Funds paid to the registrar shall be forwarded to the state treasurer for deposit into the vital records improvement fund established under RSA 5-C:23.

II. The birth certificate established according to this section shall show the true or probable foreign country of birth, and shall state that the certificate is not evidence of United States citizenship for the child for whom it is issued or for the adoptive parents.

III. The registrar shall not establish a New Hampshire certificate of birth if the court decreeing the adoption, the adoptive parents, or the adopted person if 18 years of age or older requests that the certificate not be established.

IV. Any birth certificate established under this section shall not be deemed a record within the meaning of RSA 170-B:19.

5-C:16 Disclosure of Information from Vital Records. In order to protect the integrity of vital records, to ensure their proper use, and to ensure the efficient and proper administration of the system of vital statistics the registrar or the custodian of permanent local records shall not permit inspection of, or disclose information contained in vital statistics records, or copy or issue a copy of all or part of any such record unless he or she is satisfied that the applicant has a direct and tangible interest in such record. However, under no circumstance shall any information relative to any adoption be disclosed or given out by the registrar or custodian of permanent local records or any other individual except pursuant to RSA 170-B:19, II.

I. The registrant, a member of his or her immediate family, his or her guardian, or respective legal representatives shall be considered to

have a direct and tangible interest. Others may demonstrate a direct and tangible interest when information is needed for determination or protection of a personal or property right.

II. The term "legal representative" shall include an attorney, physician, funeral director, or other authorized agent acting in behalf of the registrant or his or her family.

III. Commercial firms or agencies requesting a listing of names and addresses shall not be considered to have a direct and tangible interest.

IV. Properly qualified members of the press, radio, television, and other news media shall be considered to have a direct and tangible interest in vital statistic records when the information requested by such media sources is of a public nature.

V. Disclosure of certain information and statistical data to federal, state, or local agencies and research for legitimate purposes other than requests for vital records information for the purposes of health-related research under RSA 126:24-c may be authorized by the registrar under RSA 5-C:7.

VI. The department of health and human services shall have a direct and tangible interest in vital records information in accordance with the provisions of RSA 126:24-c.

VII. Disclosure of voluntary acknowledgments and adjudication of paternity by judicial or administrative processes shall be released for the purposes of the state case registry pursuant to RSA 161-B:7.

5-C:17 Fees for Copies and Verifications.

I. A town clerk or the registrar shall be paid in advance, by any person requesting any copy or verification as provided in RSA 5-C:16, the sum of \$12 for making search, which sum shall include payment for the issuance of such copy or verification, and \$8 for each subsequent copy, provided that the fee to town clerks for examination of documents and issuance of a delayed birth certificate shall be \$25.

II. The town clerk shall forward \$8 of each search fee collected by the clerk under this section to the department of state for deposit in the vital records improvement fund established under RSA 5-C:23 and shall retain the remaining \$4 as the clerk's fee for issuing such a copy. For subsequent copies issued at the same time, the town clerk shall forward \$5 of the fee collected for each subsequent copy under this section to the department for deposit in the vital records improvement fund established under RSA 5-C:23, and the town clerk shall retain the remaining \$3 as the clerk's fee for issuing such a copy. The town clerk shall retain the \$25 fee for a delayed birth certificate as the clerk's fee for examining documents and issuing the delayed birth certificate. Fees collected by the registrar shall be forwarded to the state treasurer for deposit into the vital records improvement fund established under RSA 5-C:23.

5-C:18 Furnishing to Governmental Agencies. Certified copies, certificates of partial facts, verifications, or search of the records may be made for any federal, state, or local governmental agency by special arrangement without regard to the provisions of RSA 5-C:17.

5-C:19 Record as Evidence. A certified copy issued by a town clerk of a record of a birth, marriage, or death, on file with the town clerk or division, shall be prima facie evidence of the fact, in any judicial proceeding.

5-C:20 Correction and Amendment. Any correction or amendment to a record of any birth, marriage, or death shall be made by the town clerk according to RSA 5-C:7 and the town clerk shall receive for amending or correcting any record the fee of \$10 to be paid by the person making application for such an amendment or correction. The town clerk

shall retain the fee collected under this section for making such correction or amendment. Such fee shall be waived if the error was made by the town clerk.

5-C:21 Duties and Responsibilities; Penalties.

I. Any person having knowledge of and a direct and tangible interest in the facts shall furnish such information as he or she may possess regarding any birth, death, fetal death, marriage, or divorce upon demand of the registrar.

II. Any person shall be guilty of a class B felony if he or she:

(a) Willfully and knowingly makes any false statement in a certificate, record, or report required to be filed by statute or in an application for an amendment thereof or in an application for a certified copy of a vital record, or who willfully and knowingly supplies false information intending that such information be used in the preparation of any such report, record, or certificate, or amendment thereof; or

(b) Without lawful authority and with the intent to deceive, makes, counterfeits, alters, amends, or mutilates any certificate, record, or report required to be filed by statute or a certified copy of such certificate, record, or report; or

(c) Willfully and knowingly obtains, possesses, uses, sells, furnishes, or attempts to obtain, possess, use, sell, or furnish to another, for any purpose of deception, any certificate, record, report, or certified copy thereof so made, counterfeited, altered, amended, or mutilated; or

(d) With the intention to deceive willfully and knowingly obtains, possesses, uses, sells, furnishes, or attempts to obtain, possess, use, sell, or furnish to another any certificate of birth or certified copy of a certificate of birth knowing that such certificate or certified copy was issued upon a certificate which is false in whole or in part or which relates to the birth of another person, whether living or deceased; or

(e) Willfully and knowingly furnishes or processes a certificate of birth or certified copy of a certificate of birth with the knowledge or intention that it be used for the purposes of deception by a person other than the person to whom the certificate of birth relates; or

(f) Without lawful authority possesses any certificate, record, or report, required by statute or a copy or certified copy of such certificate, record, or report knowing same to have been stolen or otherwise unlawfully obtained.

III. Except as otherwise provided, any person shall be guilty of a misdemeanor if he or she willfully and knowingly transports or accepts for transportation, interment or other disposition of a dead body without an accompanying permit when required pursuant to RSA 290.

IV. Except as otherwise provided, any person shall be guilty of a violation if he or she:

(a) Willfully and knowingly refuses to provide information required by this chapter; or

(b) Willfully and knowingly neglects to comply with or intentionally violates any of the provisions of this section or refuses to perform any of the duties imposed upon him or her by this section.

5-C:22 Decorative Heirloom Certificates.

I. The registrar shall, upon request and payment of the fee, supply to any applicant having a direct and tangible interest as provided in RSA 5-C:16, a decorative heirloom certificate of any birth or marriage registered with him or her.

II. The decorative heirloom certificate shall be of a distinctive design and shall include the seal of the registrar and an original signature.

III. The fee for each decorative heirloom certificate shall be \$25. The registrar shall forward \$15 of each fee collected to the state treasurer for deposit into the vital records improvement fund established under RSA 5-C:23.

5-C:23 Vital Records Improvement Fund. There is hereby established a special fund for the improvement and automation of vital records at the state and local levels. The sole purpose of the fund shall be to provide revenues for the improvement of the registration, certification, preservation, and management of the state's vital records, and said money shall not be used for any other purpose. Moneys in the fund shall be allocated for software applications and development, preservation efforts, hardware, communications and technical support associated with these purposes. Said moneys shall not be used for rent or electricity expenses or for general clerical or administrative personnel of the division. The secretary of state shall allocate moneys in the fund with the assistance of the advisory committee established under RSA 5-C:24. The fund shall accrue interest and shall be nonlapsing and continually appropriated to the secretary of state.

5-C:24 Advisory Committee.

I. There is established an advisory committee to assist the secretary of state in administering the fund established under RSA 5-C:23. The advisory committee shall also determine the need for improvement and automation of the processing of vital records upon recommendations from representatives of the department, the New Hampshire City and Town Clerks' Association, and the division of information technology management. The members of the committee shall be appointed as follows:

(a) Two town clerks, appointed by the New Hampshire City and Town Clerks' Association.

(b) Two city clerks, appointed by the New Hampshire City and Town Clerks' Association.

(c) A funeral director, appointed by the New Hampshire Funeral Directors' Association.

(d) A physician licensed under RSA 329 from the office of chief medical examiner, or designee.

(e) A public member, who shall have a direct interest in the registration of vital records, appointed by the department.

(f) The registrar of vital records, or designee.

(g) A health information specialist, appointed by the New Hampshire Hospital Association.

(h) The director of the division of information technology management, department of administrative services, or designee.

(i) The state archivist, or designee.

(j) The commissioner of health and human services, or designee.

(k) A representative of a local city public health agency, appointed by the commissioner of health and human services.

(l) One vital records information user, who shall have a direct interest in the use and dissemination of vital records information, appointed by the commissioner of health and human services.

II. The members of the committee shall choose a chairperson by majority vote. Members of the advisory committee shall serve two-year terms and no member shall serve more than two consecutive terms. The city and town clerk members shall serve staggered terms and initially one town clerk and one city clerk shall serve for two years and one town clerk and one city clerk shall serve for three years.

5-C:25 Quarterly Reports. The department shall file a financial report for the vital records improvement fund for the preceding quarter showing the summary of receipts and expenditures, according to the uniform classifications.

5-C:26 Annual Report. The department shall prepare and file a report on the uses of the vital records improvement fund and shall submit the report to the vital records improvement advisory committee no later than December 31 of each year. The report shall contain the following:

I. The gross revenue received by the fund.

II. A summary of receipts and expenditures, according to uniform classifications.

III. Accomplishments achieved pursuant to RSA 5-C during the preceding fiscal year.

IV. An outline of the projects and programs to be conducted in the ensuing fiscal year with proceeds from the funds.

V. Any recommendations for additional legislation, and other relevant matters.

55 Reference Change. Amend RSA 126:27, IV to read as follows:

IV. User fees which shall be assessed persons requesting data under RSA ~~[126:14, V]~~ 126:28, 126:30, and 141-B:9.

56 Reference Changes. Amend RSA 6:12, I(tt) to read as follows:

(tt) Moneys received ~~[from the town clerk under RSA 126:13, H, and]~~ by the department of ~~[health and human services]~~ **state** under RSA ~~[126:15, H]~~ **5-C:14, RSA 5-C:15, RSA 5-C:17, and RSA 5-C:22, III,** which shall be credited to the vital records improvement fund established in RSA ~~[126:31]~~ **5-C:23.**

57 Reference Change. RSA 33-A:4-a, I(e) is repealed and reenacted to read as follows:

(e) The registrar of vital records.

58 Reference Changes. Amend RSA 168-A:2, I(b) to read as follows:

(b) An affidavit of paternity with the clerk of the town where the birth of the child occurred pursuant to RSA ~~[126:6-a]~~ **5-C:11**, I(b) or II. The affidavit of paternity shall have the legal effect of establishing paternity without requiring further action pursuant to this chapter, unless rescinded pursuant to RSA ~~[126:6-a, H-d]~~ **5-C:11, VI.**

59 Reference Changes. RSA 168-A:2, V is repealed and reenacted to read as follows:

V. Upon determining paternity, the court shall provide a copy of the order to the department of state, division of vital records administration, except that the office of child support enforcement services shall provide the copy to the department of state, division of vital records administration in cases initiated by the department of health and human services.

60 Reference Changes. RSA 168-A:13 is repealed and reenacted to read as follows:

168-A:13 Social Security Numbers. At the conclusion of a paternity action filed pursuant to this chapter in which paternity is established, the court shall also order the mother and father to supply their social security numbers to the registrar of vital records, in accordance with RSA 5-C:10, and to the department of health and human services.

61 Reference Change. Amend RSA 170-B:2, XIII(a) to read as follows:

(a) The person designated as the father pursuant to RSA ~~[126:6-a]~~ **5-C:11** on that child's birth certificate; or

62 Reference Changes. RSA 170-B:18, I is repealed and reenacted to read as follows:

I. Within seven days after the final decree is filed, the register of probate shall send to the town clerk of the town where the adopted person

was born, the department of state, division of vital records administration, and to the commissioner of health and human services by mail a report of the adoption. The division of vital records administration, department of state, shall provide suitable forms for such reports.

63 Reference Changes. RSA 170-B:19, II is repealed and reenacted to read as follows:

II. All papers and records, including birth certificates, pertaining to the adoption, whether part of the permanent record of the court or of a file in the division, in an agency or office of the town clerk or the division of vital records administration are subject to inspection only upon written consent of the court for good cause shown, except as otherwise provided in this section. Upon the request of an adoptee over 21 years of age, or a natural parent of an adoptee over 21 years of age, for information concerning the adoptee or natural parent, the court shall refer the adoptee or natural parent to the child-placing agency which completed the investigation required under RSA 170-B:14.

64 Reference Changes. RSA 170-C:14, II is repealed and reenacted to read as follows:

II. All papers and records, including birth certificates, pertaining to the termination, whether part of the permanent record of the court or of a file in the department, in an agency or office of the town clerk or the division of vital records administration are subject to inspection only upon written consent of the court for good cause shown.

65 Reference Changes. Amend RSA 215-A:32-a, I to read as follows:

I. The executive director shall report annually to the registrar of vital records ~~[and health statistics]~~ pursuant to RSA ~~[126:1]~~ **5-C:2** on any deaths or injuries occurring in the state related to the operation of OHRVs.

66 Reference Changes. RSA 290:1 is repealed and reenacted to read as follows:

290:1 Death Records. Whenever a person shall die, the physician attending at the last sickness shall complete and deliver to the funeral director, next-of-kin as defined in RSA 290:16, IV, or designated agent under RSA 290:17 or shall complete electronically and forward immediately to the division of vital records administration, a death record, duly signed, setting forth, as far as may be, the facts required by rules of the department of state, division of vital records administration as provided in RSA 5-C:8. The cause or causes of death shall be printed or typed on all records required to be furnished under this section. The funeral director, next-of-kin, or designated agent shall transmit electronically the record of death to the division of vital records administration.

67 Reference Changes. Amend RSA 290:1-b to read as follows:

290:1-b Pronouncement of Death by Registered Nurses. If an anticipated death occurs in a hospital, a nursing home, a private home served by a home health care provider licensed under RSA 151, or a hospice, the registered nurse attending at the last sickness may pronounce the person dead and release the body to the funeral director, next-of-kin as defined in RSA 290:16, IV, or designated agent after certifying the fact of death and completing the death record by hand or other approved electronic process. If a contagious disease is known to be present at the time of death, that fact shall be indicated on the death record in accordance with ~~[rules adopted by the commissioner of the department of health and human services as provided in RSA 126:2]~~ **RSA 5-C:7**.

68 Reference Changes. RSA 290:3 is repealed and reenacted to read as follows:

290:3 Burial Permits, Obtaining. It shall be the duty of the funeral director, next-of-kin as defined in RSA 290:16, IV, or designated agent

under RSA 290:17 to add to the death record the date and place of burial, and having certified the same by hand or other approved electronic process, to forward it to the division of vital records administration or as otherwise directed by the registrar of vital records, and to obtain a permit for burial from the division of vital records administration in accordance with RSA 5-C:7. In case of a contagious or infectious disease the record shall be completed and transmitted immediately.

69 Reference Changes. RSA 290:3-b is repealed and reenacted to read as follows:

290:3-b Emergency Burial Permit. The division of vital records administration, department of state, may issue an emergency burial permit in an emergency as defined by RSA 5-C:7.

70 Reference Changes. RSA 290:8 is repealed and reenacted to read as follows:

290:8 Prerequisites. No such permit shall be issued until there has been delivered to the division of vital records administration a death record completed in accordance with RSA 290:1.

71 Reference Changes. RSA 457:7 is repealed and reenacted to read as follows:

457:7 Granting of Permission. Such justice or judge shall at once hear the parties, and, if satisfied that special cause exists making such marriage desirable, shall grant permission therefor, which shall be filed with the court and shall be reported to the division of vital records. The division shall note the fact of the granting of such permission upon the certificate and upon all copies thereof which are by law required to be kept.

72 Reference Changes. RSA 457:22 is repealed and reenacted to read as follows:

457:22 Completion of Marriage License Application. All persons proposing to be joined in marriage within the state shall complete a marriage license application with all facts required by RSA 5-C:7 to be entered in any town clerk's office. The clerk shall record the application in a book to be kept for that purpose.

73 Reference Change. RSA 457:38 is repealed and reenacted to read as follows:

457:38 Certified Copy of Record. A copy of the record of a marriage, certified by a city or town clerk or by the registrar of vital records, shall be received in all courts and places as evidence of the fact of the marriage.

74 Reference Change. RSA 458:15 is repealed and reenacted to read as follows:

458:15 Clerks' Returns. The clerks of the superior court shall, in their respective counties at which divorces are granted, make monthly returns to the registrar of vital records.

75 Reference Change. RSA 458:25 is repealed and reenacted to read as follows:

458:25 Return of List. The clerk of the superior court for each county, at the end of each term of court, shall return to the registrar of vital records a full and correct list of all changes of names that have been decreed hereunder by the court since the last return.

76 Reference Change. RSA 458:30 is repealed and reenacted to read as follows:

458:30 Returns. The clerk of the superior court shall make return of all such decrees of separation and declarations of the resumption of marital relations to the registrar of vital records in the manner provided for the return of divorces.

77 New Subdivision; Bureau of Health Statistics and Data Management. Amend RSA 126 by inserting after section 24 the following new subdivision:

Bureau of Health Statistics and Data Management and
Institutional Review Board

126:24-a Definitions. In this chapter:

I. "Board" means the institutional review board, established in RSA 126:24-e.

II. "Commissioner" means the commissioner of the department of health and human services.

III. "Department" means the department of health and human services.

126:24-b Intent. The bureau of health statistics and data management within the department is designated the health statistics center of New Hampshire in accordance with Public Law 95-623 section V(c)(1). The bureau is authorized to coordinate and disseminate health-related information for the purposes of protecting public health while adhering to privacy requirements. In carrying out its duties, the department shall use the minimum amount of information that is reasonably necessary to protect the health of the public.

126:24-c Access to Information from Vital Records for Public Health Purposes. The department shall have a direct and tangible interest in vital records data including personal identifiers. The secretary of state shall provide continuous electronic access to the department of the entire contents of the data files on a 24-hour, seven-day per week basis. If a means of electronic access becomes possible that will allow access at a faster rate, the department may utilize such new means of access, provided that it assumes the full cost of implementing the new means of access. Such access shall be provided in standard database format that establishes a remote electronic link from the secretary of state's office to the department that would not restrict the ability of the department to transfer data. However, under no circumstance shall any information relative to any adoption or any restricted record as determined by a court of law be provided to the department.

126:24-d Disclosure of Information from Vital Records. All protected health information possessed by the department shall be considered confidential, except that the commissioner shall be authorized to provide vital record information to institutions and individuals both within and outside of the department who demonstrate a need for such information for the purpose of conducting health-related research. Any such release shall be conditioned upon the understanding that once the health-related research is complete that all information provided will be returned to the department or destroyed. All releases of information shall be consistent with the federal Health Insurance Portability and Accountability Act of 1996, Public Law 104-191 (HIPAA) and regulations promulgated thereunder by the United States Department of Health and Human Services (45 C.F.R. Part 160 and Part 164). This shall include the requirement that all proposed releases of vital records information to institutions and individuals both within and outside the department for the purposes of health-related research be reviewed and approved by the institutional review board, under RSA 126:24-e, before the requested information is released.

126:24-e Institutional Review Board.

I. There is hereby established an independent institutional review board administratively attached, pursuant to RSA 12-G:10, to the de-

partment to review requests for vital records information for the purposes of conducting health-related research. No vital records information requested for the purposes of conducting health-related research shall be released until the request has first been reviewed and approved by the board.

II. The board shall have six members, with varying backgrounds to promote complete and adequate review of health-related research activities. The commissioner shall appoint three of the members and the secretary of state shall appoint three members. The board shall be sufficiently qualified through the experience and expertise of its members, and the diversity of the members to promote respect for its advice and counsel in safeguarding the privacy and confidentiality of vital records information that is used for the purposes of health-related research. In addition to possessing the professional competence necessary to review specific health-related research activities, the board shall be able to ascertain the acceptability of proposed research in terms of applicable law, regulations, and standards of professional conduct and practice. The board shall therefore include persons knowledgeable in these areas.

III. The board shall include at least one member whose primary concerns are in the area of public health research activities and at least one member whose primary concerns are in nonpublic health areas.

IV. The board shall include at least two members who are not otherwise affiliated with either the department or the department of state and who are not part of the immediate family of a person who is affiliated with either the department or the department of state.

V. No member of the board shall participate in initial or continuing review of any health-related research project in which the member has a conflicting interest, except to provide information requested by the board.

VI. The board may, in its discretion, invite individuals with competence in special areas to assist in the review of issues which require expertise beyond or in addition to that possessed by the members of the board. These individuals may only offer advice and guidance and shall not participate in the decision as to whether or not to approve the release of vital records information for the purposes of health-related research.

VII. The board shall have two part-time staff persons to conduct the duties associated with the work of the board. The board shall reimburse members for travel expenses associated with board activities.

126:24-f Rulemaking. The commissioner may adopt rules, pursuant to RSA 541-A, relative to:

I. With the exception of vital records, guidance and direction in the collection and accuracy of statistical and medical information by data collectors.

II. Procedures, conditions, and criteria for release of information, under RSA 126:24-d.

126:24-g Report. Annually, on or after April 30 for birth data, and on or after August 31 for death data, the committee shall produce a report on the quality of the prior year's vital records data based on the final data year reports received from the National Center for Health Statistics for natality and mortality demographic files. The report shall include a statement on the quality and completeness of each element recorded on the statistical forms as they are maintained electronically. The report shall be submitted to the commissioner, or designee, the secretary of state, the registrar of vital records, the speaker of the house of representatives, and the president of the senate.

126:24-h Advisory Committee on Quality of Vital Records Information.

I. There is established an advisory committee to assist the secretary of state in assuring and improving the quality of vital records electronic information. The committee shall meet annually or at the call of the chair. The members of the committee shall be appointed as follows:

(a) A town or city clerk, appointed by the New Hampshire City and Town Clerks' Association.

(b) A funeral director, appointed by the New Hampshire Funeral Directors' Association.

(c) A physician licensed under RSA 329, appointed by the board of medicine.

(d) One vital records information user, who shall have a direct interest in the use and dissemination of vital records information, appointed by the commissioner.

(e) The registrar of vital records, or designee.

(f) A health information specialist, appointed by the New Hampshire Hospital Association.

(g) The commissioner of health and human services, or designee.

(h) One member of the senate, appointed by the senate president.

(i) One member of the house, appointed by the speaker of the house of representatives.

II. The members of the committee shall choose a chairperson by majority vote. Members of the advisory committee shall serve two-year terms and no member shall serve more than two consecutive terms. The members under subparagraphs I(e) through (i) shall serve terms coterminous with their terms of office.

126:24-i Penalty. Any person shall be guilty of a class B felony if he or she willfully and knowingly furnishes or disseminates vital records information in a manner inconsistent with the purposes for which it was released.

78 Repeals. The following are repealed:

I. RSA 126:1 through 126:24, relative to vital records and health statistics.

II. RSA 126:30-a through 126:32, relative to vital records and health statistics.

79 Transfer.

I. All of the functions, powers, duties, and responsibilities of the department of health and human services, office of community and public health, bureau of vital records are transferred to the secretary of state. The transfer provided for in this section shall include all of the personnel, books, papers, records, equipment, unexpended appropriations, or other available funds in any account or subdivision of an account of the department of health and human services and authorized for use by the office of community and public health, bureau of vital records, actions and other property or obligations of any kind of the department of health and human services, office of community and public health, bureau of vital records.

II. The transfer of the office of community and public health, bureau of vital records from the department of health and human services to the secretary of state shall not affect the terms or appointments of current members of the vital records improvement advisory committee established under former RSA 126:32.

80 Department of Corrections; Laboratory Transfer. Notwithstanding any law to the contrary, all functions, powers, duties, and responsibilities of the department of corrections drug testing, 02-16-02-06, shall be transferred to the department of safety. The transfer provided for in this

section shall include all of the personnel, position numbers 19566, Lab Scientist V, 8T001 (7-D) Lab Scientist III, and 8T868 (7-D) Lab Scientist II, books, papers, records, equipment, unexpended appropriations, or other available funds in any account or subdivision of an account of the department of corrections for use by the drug testing laboratory.

81 Public Health Laboratory Transfer.

I. Notwithstanding any law to the contrary, all of the functions, powers, duties, and responsibilities of the department of health and human services, division of public health laboratory used for the testing of blood, urine, and breath to determine alcohol concentration and controlled drug content of a person's blood, embedded in 05-01-07-05-01 Public Health Laboratories, shall be transferred to the department of safety. The transfer provided for in this section shall include the following personnel: position numbers 14649, 14630, 40332, 19608, 19841, 17141, 19626, 8T002, 9U481N, 19842, 9U484Q, 40328, 19844, and 14622. The transfer shall also include all of the equipment, books, papers, records, unexpended appropriations, and other available funds in any account or subdivision of an account of the department of health and human services, division of public health, related to the above functions and authorized for use by the division of public health for the purposes of breath alcohol testing and blood alcohol testing. The commissioner of the department of administrative services shall oversee the transfer of responsibilities and functions in this section and shall report on such progress to the legislative fiscal committee on or before February 1, 2004.

II. All existing rules, statutory responsibilities, regulations, and procedures in effect, in operation or adopted in or by the former department of health and human services, division of public health, which pertain directly or indirectly to breath alcohol testing and blood alcohol testing programs are transferred to the department of safety, and are declared in effect and shall continue in effect until rescinded, revised, or amended in accordance with applicable law.

82 Department of Safety; Laboratory Renovations. All renovations needed to implement the transfer and consolidation of laboratory functions contained in sections 80 and 81 of this act shall be exempt from the provisions of RSA 228.

83 License Suspension and Revocation. Amend RSA 263:56-d to read as follows:

263:56-d Suspension for Forfeitures of Recognizances. Notwithstanding the provisions of RSA 263:56-a, the procedure for suspension of licenses and collection of payments for forfeited recognizances for driving offenses shall be in accordance with RSA 597:38-b. Payments collected by the court under RSA 597:38-b shall be deposited into a special fund, known as the default bench warrant fund. The commissioner may draw on such fund to pay the cost of state, county, and local law enforcement officials who make arrests pursuant to bench warrants issued for persons improperly at large for driving-related offenses up to a maximum amount of \$100 per bench warrant. The commissioner shall adopt rules, pursuant to RSA 541-A, relative to the disbursement of moneys from the default bench warrant fund to pay the costs related to law enforcement officials and bench warrants. The commissioner may also draw upon such fund to pay ~~the cost of breath analyzer machines;~~ **for costs associated with breath or blood alcohol testing**, upon the recommendation of the advisory committee on breath analyzer machines pursuant to RSA 106-G:1.

84 Department of Administrative Services; Division of Plant and Property Management. Amend RSA 21-I:12, IV (c) (1)-(2) to read as follows:

(1) He *or she* shall exercise no management or other authority over the [state police photo] **forensic science** laboratory **established in RSA 106-B:2-a.**

(2) He *or she* shall exercise no management or other authority over the printing, duplication, photocopying, photographic or other graphic services equipment or personnel of the university system of New Hampshire, the department of transportation, the department of employment security, and the general court.

85 New Paragraph; Department of Safety; Duties of the Commissioner of the Department of Safety. Amend RSA 21-P:4 by inserting after paragraph IX the following new paragraph:

X. Nominate a person duly qualified by training and experience for appointment by the governor and council to serve as the state forensic toxicologist who shall receive a salary in accordance with RSA 94:1-a. Upon appointment, the forensic toxicologist shall serve for a term of four-years and until a successor is appointed. Any vacancy shall be filled for the full four-year term in the same manner as the original appointment. The provisions of RSA 21:33-a shall not apply to appointments made under this paragraph.

86 New Subparagraph; Department of Safety; Division of State Police. Amend RSA 21-P:7, I by inserting after subparagraph (d) the following new subparagraph:

(e) Forensic science laboratory services, including expert assistants and such facilities as are necessary to support the investigatory, analytical, and enforcement functions of the state criminal, motor vehicle, hazardous waste, and other public safety laws.

87 Compensation of State Officers. Amend RSA 94:1-a, I (b), Grade FF as follows:

Delete

FF Department of health and human forensic toxicologist
services, office of health
management

Insert

FF Department of safety forensic toxicologist

88 New Subparagraph; Department of Safety; Rulemaking Authority. Amend RSA 21-P:14, II by inserting after subparagraph (cc) the following new subparagraph:

(dd) The methods, procedures, and techniques for the testing of blood, urine, and breath to determine alcohol concentration as described under RSA 265:85, V.

89 Department of Health and Human Services; General Provisions. Amend RSA 125:15-a to read as follows:

125:15-a Rulemaking. The commissioner of the department of health and human services shall adopt rules under RSA 541-A relative to:

- I. The administration of the provisions of RSA 125:9 through 125:15.
- II. The administration of occupational health programs under RSA 140.
- III. The qualifications of the district health officer under RSA 127:6.
- IV. The definition of a toxic substance under RSA 277-A:3, V.

V. ~~The methods, procedures, and techniques for the testing of blood, urine, and breath to determine alcohol concentration as described under RSA 265:85, V.~~

~~VI.]~~ The laboratory services to be provided and fees to be charged under RSA 131:4.

~~VI.]~~ VI. The methods and procedures for requesting and conducting inspections pursuant to RSA 125:9, X, and the provision of technical consultation and recommendations that may result from such inspections.

[VII.] **VII.** The methods and procedures necessary to conduct the rabies surveillance effort with the assistance of the department of agriculture, markets, and food and the fish and game department, as required under RSA 125:9, II.

[IX.] **VIII.** The procedures for disclosure of ownership interests by health care practitioners under RSA 125:25-c.

90 New Section; State Police. Amend RSA 106-B by inserting after section 2 the following new section:

106-B:2-a Forensic Science Laboratory. The commissioner of the department of safety may establish, equip, and operate a forensic science laboratory with such expert assistants and such facilities as are necessary to support the investigatory, analytical, and enforcement functions of the state criminal, motor vehicle, hazardous waste, and other public safety laws.

91 Laboratory of Hygiene. Amend RSA 131:4 to read as follows:

131:4 Service; Reimbursements; Rulemaking. The commissioner of the department of health and human services shall adopt rules pursuant to RSA 541-A relative to a list of laboratory services to be provided under this chapter and a schedule of fees for such services. The fees may be waived by the commissioner when the commissioner determines it is in the best interests of the health of the public to do so. ~~[Fees shall not be charged for laboratory services provided under RSA 265 and RSA 611.]~~ Fees collected under this section shall be forwarded to the state treasurer to be deposited in the general fund.

92 Fish and Game; Blood Testing on Certain Hunting Fatalities. Amend RSA 214:20-1 to read as follows:

214:20-1 Blood Testing on Certain Hunting Fatalities. When death or serious bodily injury occurs to any person in the course of a hunting related shooting or the result of target practice, the person or persons responsible shall be tested for blood alcohol content. A law enforcement officer shall request a licensed physician, registered nurse, certified physician's assistant, or qualified medical technician or medical technologist to withdraw blood from each person involved, provided that the officer has probable cause to believe that the person responsible was under the influence of alcohol or a controlled drug or any combination of controlled drug or alcohol. All tests made under this section shall be conducted by the ~~[department of health and human services]~~ **forensic science laboratory established in RSA 106-B:2-a**, or in any other laboratory capable of conducting such tests which is licensed by the U.S. Department of Health and Human Services under the Clinical Laboratory Improvement Act of 1988 as amended. A copy of any report of any such test shall be kept on file by the medical examiner. The filed report is not a public record under RSA 91-A. However, the report shall be made available to any person, including their legal representative, who is or may be involved in a civil, criminal or administrative action arising out of an accident in connection with which the test was performed.

93 Administration of Alcohol Concentration Tests. Amend RSA 265:85, II to read as follows:

II. All such blood and urine tests made under the direction of a law enforcement officer shall be conducted in the **forensic science** laboratory of the department of ~~[health and human services]~~ **safety established in RSA 106-B:2-a** or, in the case of blood and urine samples to be tested for the presence of controlled drugs, in any other laboratory capable of conducting such tests which is licensed under the laws of this

or any other state and which has also been licensed by the U.S. Department of Health and Human Services under the Clinical Laboratory Improvement Act of 1988, as amended.

94 Blood Testing of Certain Motor Vehicle Fatalities. Amend the introductory paragraph of RSA 265:93 to read as follows:

When a collision results in death or serious bodily injury to any person, all drivers involved, whether living or deceased, and all deceased vehicle occupants and pedestrians involved shall be tested for evidence of alcohol or controlled drugs. A law enforcement officer shall request a licensed physician, registered nurse, certified physician's assistant, or qualified medical technician or medical technologist to withdraw blood from each driver involved if living and from the body of each deceased driver, deceased occupant or deceased pedestrian, in accordance with RSA 611:6, II, for the purpose of testing for evidence of alcohol content or controlled drugs; provided that in the case of a living driver the officer has probable cause to believe that the driver caused the collision. All tests made under this section shall be conducted by the ~~[department of health and human services]~~ **forensic science laboratory established in RSA 106-B:2-a** or in any other laboratory capable of conducting such tests which is licensed under the laws of this or any other state and which has also been licensed by the U.S. Department of Health and Human Services under the Clinical Laboratory Improvement Act of 1988, as amended. A copy of the report of any such test shall be kept on file by the medical examiner. The filed report is not a public record under RSA 91-A. However, the report shall be made available to the following:

95 Administration of Alcohol Concentration Tests. Amend RSA 270:52, II to read as follows:

II. All such blood and urine tests made under the direction of an authorized agent or a peace officer shall be conducted in the **forensic science** laboratory of the department of ~~[health and human services]~~ **safety established in RSA 106-B:2-a**.

96 Duty of State Pathologist. Amend RSA 611:13 to read as follows:

611:13 Duty of State Pathologist. Whenever the chief medical examiner or designee requires expert investigation, either chemical or pathological, of any substance or article preserved from an autopsy or for use in any criminal case pending within their respective jurisdictions, such investigation may be made at the ~~[state]~~ **forensic science** laboratory of the department of ~~[health and human services]~~ **safety established in RSA 106-B:2-a**, without charge or expense to the state or county, and the expert making such investigation shall submit a report of the results of the work to the chief medical examiner or designee requesting it.

97 References Amended. Amend the following RSA sections by replacing "the department of health and human services" with "the department of safety": RSA 265:85, III-V; the introductory paragraph of RSA 265:86; RSA 265:86, II; RSA 265:90, II-IV; RSA 265:92-a, II-III; RSA 270:52, III-V; the introductory paragraph of RSA 270:53; RSA 270:53, II; RSA 270:56, II-III; and RSA 270:57, II-III.

98 Repeal. The following are repealed:

I. RSA 106-G:1, VII, relative to the commissioner of the department of health and human services membership on the advisory committee on breath analyzer machines.

II. RSA 125:9, XIV, relative to the nomination of the state forensic toxicologist by the commissioner of the department of health and human services.

99 Transfer of Enhanced 911 System and the Bureau of Emergency Communications to the Department of Safety. Notwithstanding any law to the contrary, all of the functions, powers, duties, and responsibilities of the enhanced 911 system and the bureau of emergency communications established under RSA 106-H shall be transferred to the department of safety. The transfer shall also include all personnel, equipment, books, papers, records, unexpended appropriations, and other available funds in any account or subdivision of an account of the bureau of emergency communications. All existing rules, statutory responsibilities, regulations, and procedures in effect, in operation, or adopted by the enhanced 911 commission or the bureau of emergency communications are transferred to the department of safety, and are declared in effect and shall continue in effect until rescinded, revised, or amended in accordance with applicable law.

100 Powers of Governor and Council; Taking of Private Property. Amend the introductory paragraph of RSA 4:46, I to read as follows:

I. Whenever a state of emergency is declared or invoked and the taking of real or personal property is required, the governor with the advice and consent of the executive council may, by warrant specifying the particular real property and the personal property by specification of the types, quantities, and general location, together with the names of the owners, when known, authorize the ~~[director of the division of fire safety and emergency management]~~ **commissioner of safety**, by his or her agents, to:

101 Powers of Governor and Council; Taking of Private Property. Amend RSA 4:46, II to read as follows:

II. Takings under this section shall be strictly limited to the necessities of the situation. The person proposing to take possession of any such property in the name of the state shall present to the owner or person in possession or control of the property a copy of the warrant under which the person purports to act certified by the ~~[director of the division of fire safety and emergency management]~~ **commissioner of safety**. Upon taking possession or control of such property the person shall present a receipt specifically listing the property so taken and specifically referring to the warrant authorizing the taking.

102 Department of Safety; Assistant Commissioner. Amend RSA 21-P:5, II to read as follows:

II. The assistant commissioner shall perform such duties as are assigned by the commissioner. The assistant commissioner shall assume the duties of the commissioner in the event that the commissioner is unable for any reason to perform such duties. The assistant commissioner shall be responsible for the operations of the ~~[division]~~ **bureau** of hearings and the ~~[bureau]~~ **division** of fire safety **and emergency management**.

103 Department of Safety; Division of Fire Safety and Emergency Management. Amend RSA 21-P:12 to read as follows:

21-P:12 Division of Fire Safety and Emergency Management; **Bureau of Fire Safety**. There is established within the department a division of fire safety and emergency management under the supervision of ~~[an unclassified director of fire safety and emergency management]~~ **the assistant commissioner. Such division shall be composed of the bureau of fire safety and the bureau of emergency management. The bureau of fire safety shall be under the supervision of an unclassified chief of the bureau of fire safety** who shall be known as the state fire marshal. The state fire marshal shall be nominated by the

commissioner of safety, after consultation with the state advisory board of fire control, for appointment by the governor, with the consent of the council, and shall serve a term of 4 years until a successor is appointed. If no successor has been appointed with the consent of the council within six months of the expiration of the term, the governor shall appoint a successor with the consent of the council. The state fire marshal shall be academically and technically qualified to hold the position. The state fire marshal shall be a citizen of this state or become a citizen of this state within one year of his or her appointment. He or she shall devote his or her entire time to the duties of the ~~[division]~~ **bureau** of fire safety ~~and emergency management~~ and shall receive the salary specified in RSA 94:1-a for the state fire marshal. The state fire marshal shall be responsible for the following functions, in accordance with applicable law:

I. Investigation of the causes and circumstances of fires.

II. Fire safety regulations and education.

III. Coordination of state agency response to accidents involving hazardous materials, and regulation of liquid propane gas pipelines safety, except propane gas pipelines regulated by the public utilities commission pursuant to RSA 362. The director, with the approval of the commissioner, shall appoint a hazardous materials incident response coordinator who shall assist local incident commanders with command, logistics, and resources, coordinate the training and procedures of the state's regional hazardous materials response teams in all areas of the state, oversee the preparedness of the hazardous materials response teams ~~[to handle bio-terrorism or chemical terrorism attack,]~~ and assist local communities in their efforts to obtain reimbursement for emergency responses pursuant to RSA 154:8-a, II-a.

IV. Carrying out all other functions assigned to him in RSA 153 or any other provision of law.

~~[V. Overseeing the operations of the office of emergency management in accordance with the provisions of RSA 21-P:34 through RSA 21-P:48.]~~

104 New Paragraph; Department of Safety; Rulemaking. Amend RSA 21-P:14 by inserting after paragraph VII the following new paragraph:

VIII. The commissioner of safety, in consultation with the enhanced 911 commission, shall adopt rules, pursuant to RSA 541-A, relative to:

(a) The conduct of the enhanced 911 commission meetings.

(b) The development of minimum selection, educational, and training standards for emergency public safety answering point personnel.

(c) Procedures for the conduct of investigations authorized under RSA 106-H.

(d) Procedures for the collection and updating of the necessary database.

(e) Procedures for the necessary cooperation and coordination with telephone utilities, municipalities, and the public for the effective implementation of the enhanced 911 system.

(f) Procedures necessary for adequate funding of the enhanced 911 system, including coordination with the public utilities commission for appropriate tariff and billing mechanisms.

(g) Procedures necessary to provide for the proper administration of RSA 106-H.

105 Department of Safety; Fire and Standards Training Commission. Amend RSA 21-P:26, I to read as follows:

I. There shall be a fire standards and training commission consisting of 16 members, including the commissioner of safety or designee, the commissioner of education or designee, the attorney general or designee,

the chief of the forest protection, the director of the division of fire standards and training, and the ~~[director of the division of fire safety and emergency management]~~ **state fire marshal**, who shall each serve during his or her continuance in such office, and one active member of each of the following associations or groups chosen by the governor, with the approval of the council, from a list of three qualified members submitted by each association or group:

106 Department of Safety; Subdivision Heading Amended. Amend the subdivision heading preceding RSA 21-P:34 to read as follows:

~~[Office]~~ **Bureau** of Emergency Management

107 Department of Safety; Office of Emergency Management; Purpose Amended. Amend RSA 21-P:34 to read as follows:

21-P:34 Purpose. Because of the possibility of the occurrence of natural and man-made disasters resulting from fire, flood, hurricane, earthquake, prolonged power outages, disruption or contamination of the food or water supply, degradation of critical facilities and vital systems, disruption of communication systems, or other natural, technological or man-made causes, and in order that the state of New Hampshire will be adequately prepared to cope with such disasters; and, generally, in order to preserve the lives and the property of the people of the state, a state ~~[office]~~ **bureau** of emergency management is hereby created under the ~~[direction of the director of fire safety and emergency management]~~ **assistant commissioner**. The emergency management powers provided in this subdivision are conferred upon the governor and upon other executive heads of governing bodies of the state; the creation of local organizations for emergency management in the political subdivisions of the state is authorized; and provision is made for the rendering of mutual aid among the political subdivisions of the state and between this and other states and to cooperate with the federal government with respect to the carrying out of emergency management functions. It is further declared to be the purpose of this subdivision and the policy of the state that all emergency management functions of this state be coordinated to the maximum extent with the comparable functions of the federal government including its various departments and agencies, of other states and localities, and of private agencies of every type, to the end that the most effective preparation and use may be made of the nation's manpower, resources, and facilities for dealing with any disaster that may occur.

108 Department of Safety; Division of Emergency Management Established. Amend RSA 21-P:36 to read as follows:

21-P:36 ~~[Office]~~ **Bureau** of Emergency Management~~[-Coordinator of Emergency Management]~~.

I. There is hereby created~~[-within the division of fire safety and emergency management, an office]~~ **a bureau** of emergency management under the supervision of the ~~[director of the division of fire safety and emergency management]~~ **assistant commissioner**. The commissioner shall nominate a ~~[coordinator]~~ **chief of the bureau** of emergency management, for appointment by the governor, with the consent of the council. The ~~[coordinator]~~ **chief of the bureau** of emergency management shall be directly responsible to the ~~[director]~~ **assistant commissioner** and shall carry out such duties as are specifically enumerated in this subdivision and as may be assigned to the ~~[coordinator]~~ **bureau chief** by the ~~[director]~~ **assistant commissioner**. The ~~[coordinator]~~ **chief of the bureau** of emergency management shall be academically and technically qualified to hold the position and shall

receive the salary specified in RSA 94:1-a for the [coordinator] *chief of the bureau* of emergency management. [~~Notwithstanding any other provision of law to the contrary, the coordinator of emergency management shall serve at the pleasure of the governor and may be removed, with or without cause, by the governor and council. If any vacancy in the position of coordinator of emergency management exists, and no successor has been nominated by the commissioner within 6 months of the vacancy, the governor may appoint a successor with the consent of the council.~~] *The chief of the bureau of emergency management shall be nominated by the commissioner of safety, for appointment by the governor, with the consent of the council, and shall serve a term of four-years until a successor is appointed. If no successor has been appointed with the consent of the council within six months of the expiration of the term, the governor shall appoint a successor with the consent of the council.*

II. With the approval of the [director] *commissioner*, the [coordinator] *bureau chief* may employ such necessary technical, clerical, stenographic, and other personnel, and may make such necessary expenditures from state or federal funds as are or may be made available for purposes of emergency management. The [coordinator] *bureau chief* and other personnel of the [office] *bureau* of emergency management shall be provided with appropriate office space, furniture, equipment, supplies, stationery and printing, and funds for traveling and related expenses, in the same manner as provided for personnel of other state agencies. With the approval of the [director] *assistant*, the [coordinator] *bureau chief* shall coordinate the activities of all organizations for emergency management within the state, state and local, county, and private, and shall maintain liaison with and cooperate with emergency management agencies and organizations of other states and of the federal government, and shall have such additional authority, duties, and responsibilities authorized by this subdivision as may be prescribed by the commissioner. If, as a result of a disaster declaration, the state of New Hampshire enters into an agreement with the federal government or another entity for assistance, either direct or indirect, financial or otherwise, such agreement shall be transmitted to the president of the senate and to the speaker of the house within 30 days after approval by the governor and council. Any obligation of the general fund of the state of New Hampshire as a result of such an agreement shall be submitted jointly to the general court by the president of the senate and speaker of the house for prompt payment. Administrative costs of the state of New Hampshire incident to such obligation shall be included in the submission to the general court.

109 Department of Safety; Emergency Management Powers Conferred. Amend the introductory paragraph of RSA 21-P:37 to read as follows:

The [director] *bureau chief* shall have general direction and control of the [office] *bureau* of emergency management, and shall be responsible for the carrying out of the provisions of this subdivision. In the event of disaster beyond local control, the governor may assume direct operational control over all or any part of the emergency management functions within the state. In performing the director's duties under this subdivision and to effect its policy and purposes, the director is authorized to cooperate with the federal government, with other states, and with private agencies in all matters pertaining to the emergency management of this state and of the nation, and is further authorized and empowered:

110 Department of Safety; Emergency Management Powers and Duties. Amend RSA 21-P:38 to read as follows:

21-P:38 Emergency Management Powers and Duties Regarding Communications Systems. The ~~[office]~~ **bureau** of emergency management shall ascertain what means exist for rapid and efficient communications during natural and man-made disasters. The ~~[division]~~ **bureau** of emergency management shall consider the desirability of supplementing these communications resources or of integrating them into a comprehensive state or state and federal telecommunications or other communications system which may be established for purposes of emergency management. In studying the character and feasibility of any such system or its several parts, the ~~[office]~~ **bureau** of emergency management shall consult with the department of administrative services and evaluate the possibility of the multi-purpose use of such a system for general state and local government purposes. The ~~[office]~~ **bureau** of emergency management shall make recommendations regarding such communications systems to the ~~[director]~~ **assistant commissioner** as appropriate.

111 Department of Safety; Advisory Council on Emergency Preparedness and Security. Amend RSA 21-P:48, I(a) to read as follows:

(a) The ~~[state coordinator]~~ **chief of the bureau** of emergency management.

112 Department of Safety; Advisory Council on Emergency Preparedness and Security. Amend RSA 21-P:48, I (f) to read as follows:

(f) The ~~[director of the division of fire safety and emergency management]~~ **state fire marshal**.

113 Department of Safety; Advisory Council on Emergency Preparedness and Security. Amend RSA 21-P:48, I (h) to read as follows:

(h) The director of the governor's ~~[energy]~~ **office of state planning**.

114 Department of Safety; Advisory Council on Emergency Preparedness and Security. Amend RSA 21-P:48, II to read as follows:

II. The council shall advise the governor on issues involving the state's ability to respond to natural and man-made disasters, and the preparation and maintenance of a state disaster plan in conformance with any federal regulation. The ~~[director of the division of fire safety and emergency management]~~ **commissioner** shall seek the advice of the council in any matter pertaining to the state's emergency management plan, including the allocation of federal and state resources to meet the objectives of such plan. The council shall routinely report to the governor, senate president, and speaker of the house on any recommendations of the council which pertain to the state's preparedness and ability to respond to natural and man-made disasters. The ~~[director of the division of fire safety and emergency management]~~ **commissioner of the department of safety** shall be the chairman of the council.

115 Compensation of State Officers. Amend RSA 94-1:a, I(b), as follows:

I. By deleting in Grade EE:

Department of safety,
office of emergency
management

coordinator of emergency
management

II. By inserting in Grade FF:

Department of safety,
bureau of emergency
management

bureau chief

116 Compensation of State Officers. Amend RSA 94:1-a, I(b), Grade FF, by deleting:

Department of administrative
of services

executive director, bureau
emergency communications

117 Enhanced 911 System; Definitions Amended. Amend RSA 106-H:2, III to read as follows:

III. "Bureau" means the bureau of emergency ~~communications, established by the commission under RSA 106-H:3]~~ **management, established pursuant to RSA 21-P:36.**

118 Enhanced 911 System; Definitions Amended. Amend RSA 106-H:2, V to read as follows:

V. "Commissioner" means the commissioner of the department of ~~administrative services]~~ **safety.**

119 Enhanced 911 System; Commission and Bureau Established. Amend RSA 106-H:3 to read as follows:

106-H:3 Commission ~~and Bureau]~~ Established.

I.(a) There is hereby established an enhanced 911 commission consisting of ~~[14]~~ **16** members, including the chief of the bureau of emergency medical service or designee, the chairman of the public utilities commission or designee, a representative of the department of safety, a public member, a police officer ~~[and firefighter both]~~ experienced in responding to emergency calls, a representative of the disabled community, and one active member recommended by each of the following organizations, nominated by the governor with the approval of the council:

(1) ~~[New England Telephone Company]~~ **Verizon.**

(2) New Hampshire Association of Fire Chiefs.

(3) New Hampshire Association of Chiefs of Police.

(4) New Hampshire Federation of Fire Mutual Aids.

(5) New Hampshire Municipal Association.

(6) New Hampshire Sheriffs Association.

(7) New Hampshire Telephone Association.

(8) The commissioner of the department of administrative services.

(9) A representative of the mobile telecommunications carriers industry.

(10) A representative of the Professional Firefighters of New Hampshire.

(b) ~~[The commission shall establish a bureau of emergency communications which shall administer enhanced 911 services.]~~ The ~~[commission]~~ **chief of the bureau of emergency management** shall oversee the administration of ~~[such]~~ **enhanced 911** services.

120 Enhanced 911 System; Powers and Duties Amended. Amend RSA 106-H:5 to read as follows:

106-H:5 Powers and Duties; **Commission.**

I. The commission shall, **with the approval of the commissioner:**

(a) ~~[Coordinate and effect the implementation of the enhanced 911 system and administer its services within the state, to become fully operational within 3 years of the effective date of this chapter.~~

~~(b)]~~ Establish technical and operational standards for the creation of a public safety answering point, which utilizes enhanced 911 network features.

~~[(c)]~~ **(b)** Require submission of reports and information from those public safety agencies within the state that the bureau determines have information pertinent to the effective functioning of the bureau.

~~[(d)]~~ Prepare and submit to the commissioner a budget for the bureau's operations which shall be included in the department of administrative services budget.

(c) Make such investigations as may be necessary to determine whether governmental units are complying with the provisions of this chapter.

~~(f) File no later than June 1, 1993, and annually thereafter, a written report to the speaker of the house, president of the senate, and the governor and council which shall include, but not be limited to, the status of development of operational standards and training programs, the development of the data base, revenue generated from telephone subscribers, budget and revenue projections, the degree of coordination with municipalities, the extent of public use of the service and the quality of service rendered.~~

~~(g) Establish the duties and qualifications of the director.]~~

II. The commission may, *with the approval of the commissioner*:

(a) Make or cause to be made studies of any aspect of the enhanced 911 system, including but not limited to service, operations, training, data base development, and public awareness.

~~[(b) Enter into contracts and do such things as may be necessary and incidental to the administration of the bureau's authority pursuant to this chapter.~~

~~(c)](b) Undertake any project and engage in any activity which will serve to improve enhanced 911 services.~~

~~[(d) Accept in the name of the state any and all donations or grants, both real and personal, from any governmental unit or public agency or from any institution, person, firm, or corporation. The bureau shall receive, utilize, and dispose of all donations and grants consistent with the rules of the bureau and the purpose or conditions of the donation or grant.]~~

121 Bureau of Emergency Communications; Personnel; Powers and Duties of Bureau. RSA 106-H:6 is repealed and reenacted to read as follows:

106-H:6 Powers and Duties; Bureau. The chief of the bureau of emergency management, subject to the approval of the commissioner, shall:

(a) Appoint such personnel as may be necessary to perform the duties assigned by the bureau subject to the limits of available funds. Personnel appointed under this section shall be classified state employees as defined by the division of personnel.

(b) Prepare and submit to the commissioner a budget for the bureau's operations which shall be included in the department of administrative services budget, with the advice of the commission.

(c) Enter into contracts and do such things as may be necessary and incidental to the administration of the bureau's authority pursuant to this chapter, with the approval of the commissioner.

(d) Accept in the name of the state any and all donations or grants, both real and personal, from any governmental unit or public agency or from any institution, person, firm, or corporation. The bureau shall receive, utilize, and dispose of all donations and grants consistent with the rules of the bureau and the purpose or conditions of the donation or grant.

(e) Make such investigations as may be necessary to determine whether governmental units are complying with the provisions of this chapter.

(f) File a written report on June 1 of each year to the speaker of the house, president of the senate, and the governor and council which shall include, but not be limited to, the status of development of operational standards and training programs, the development of the data base, revenue generated from telephone subscribers, budget and revenue projections, the degree of coordination with municipalities, the extent of public use of the service and the quality of service rendered.

122 Enhanced 911; Fund Established. Amend RSA 106-H:9, I to read as follows:

I. The enhanced 911 system shall be funded through a surcharge to be levied upon each residence and business telephone exchange line, including PBX trunks and Centrex lines, each individual commercial mobile radio service number, and each semi-public and public coin and public access line. No such surcharge shall be imposed upon more than 25 business telephone exchange lines, including PBX trunks and Centrex lines, or more than 25 commercial mobile radio service exchange lines per customer billing account. In the case of local exchange telephone companies, the surcharge shall be contained within tariffs or rate schedules filed with the public utilities commission and shall be billed on a monthly basis by each local exchange telephone company. In the case of an entity which provides commercial mobile radio service the surcharge shall be billed to each customer on a monthly basis and shall not be subject to any state or local tax; the surcharge shall be collected by the commercial mobile radio service provider, and may be identified on the customer's bill. Each local exchange telephone company or entity which provides commercial mobile radio service shall remit the surcharge amounts on a monthly basis to the enhanced 911 services bureau, which shall be forwarded to the state treasurer for deposit in the enhanced 911 system fund. ***The state treasurer shall pay expenses incurred in the administration of the enhanced 911 system from such fund.*** Such fund shall ~~[be continually appropriated to the bureau and shall]~~ not lapse. ***If the expenditure of additional funds over budget estimates is necessary for the proper functioning of the enhanced 911 system, the department of safety may request, with prior approval of the fiscal committee of the general court, the transfer of funds from the enhanced 911 system fund to the department of safety for such purposes.*** The moneys in the account shall not be used for any purpose other than the development and operation of enhanced 911 services, in accordance with the terms of this chapter. Surcharge amounts shall be reviewed after the budget has been approved or modified, and if appropriate, new tariffs or rate schedules shall be filed with the public utilities commission reflecting the surcharge amount.

123 New Hampshire Retirement System; Membership. Amend RSA 100-A:3, III-c to read as follows:

III-c. Notwithstanding the provisions of RSA 100-A:1, VIII, any permanent fireman who has been a group II member and who has 10 years' fire service experience, or any person included in the definition of "fire service personnel" as defined in RSA 21-P:25, II(c) who has 10 years' fire service experience, who is or becomes the ~~[director of the division of fire safety and emergency management]~~ ***state fire marshal***, the administrator of the fire standards and training commission, any fire instructor, supervisor, instructor, or other technical specialist who has hazardous materials, firefighting, or rescue training functions and who has as a job requirement satisfied the fire standards and training commission's entrance and certification requirements for physical condition, education, and training shall be construed to be a permanent fireman for the purposes of membership in group II and shall remain in the system for the duration of service in that capacity with the fire standards and training commission.

124 Transportation of High-Level Radioactive Waste. Amend RSA 107-D:9 to read as follows:

107-D:9 Coordination With Other Agencies. The department is expressly authorized to coordinate with or to contract with the ~~[office]~~ ***bureau*** of emergency management established in RSA 21-P:36 and with other state

agencies or departments, including but not limited to the department of transportation and the department of health and human services, to perform any activities necessary to implement this chapter.

125 Emergency Management Assistance Compact and Northeastern American/Canadian Emergency Management Assistance Compact. Amend RSA 108:3, Article II, subparagraph (d) to read as follows:

(d) In New Hampshire, this compact shall be administered by the ~~[New Hampshire office]~~ **bureau** of emergency management.

126 Firewards, Firefighters and Fire Hazards. Amend RSA 154:30-c, I to read as follows:

I. A district fire mutual aid system shall coordinate the services of all municipalities and fire departments belonging to it so as to provide better and more efficient cooperation in the protection of life and property within the area which it comprises and toward this end shall cooperate with other state agencies including the ~~[state and local office]~~ **bureau** of emergency management **and local emergency management offices**.

127 Council on Resources and Development. Amend RSA 162-C:1, VII to read as follows:

VII. The ~~[director or assistant director, office]~~ **chief of the bureau** of emergency management.

128 New Hampshire Safe Drinking Water Act; Emergency Planning. Amend RSA 485:40 to read as follows:

485:40 Emergency Planning. The department shall develop plans, with the advice and assistance of the ~~[office]~~ **bureau** of emergency management, and of the public water systems of the state, for emergency conditions and situations that may endanger the public health or welfare by contamination of drinking water. Such plans may include potential sources of contaminants and situations or conditions that could place them in the sources of public drinking water, techniques and methods to be used by public water systems to reduce or eliminate the dangers to public health caused thereby, methods and times for analysis or testing during such emergency conditions or situations, alternate sources of water available to public water systems, and methods of supplying drinking water to consumers if a public water system cannot supply such water.

129 Wiretapping and Eavesdropping. Amend RSA 570-A:2, II (h) to read as follows:

(h) Any municipal, county, or state fire or police department, the ~~[office]~~ **bureau** of emergency management as created by RSA 21-P:36, the bureau of emergency communications as defined by RSA 106-H, or any independently owned emergency service, and their employees in the course of their employment, when receiving or responding to emergency calls, to intercept, record, disclose or use a telecommunication, while engaged in any activity which is a necessary incident to the rendition of service or the protection of life or property.

130 Department of Safety; Public Health Emergency Management Powers and Duties. Amend RSA 21-P:49, I to read as follows:

I. Subject to the direction and control of the governor, the commissioner shall have the responsibility and authority to carry out all public health activities within the state in cooperation and collaboration with the ~~[office]~~ **bureau** of emergency management.

131 Repeal. The following are repealed:

I. RSA 21-P:12, V, relative to oversight of the office of emergency management by the state fire marshal.

II. RSA 21-P:35, II, relative to the coordinator of emergency management.

III. RSA 21-P:37, V, relative to the delegation of administrative authority to the coordinator of emergency management.

IV. RSA 106-H:4, relative to the administrative attachment of the bureau of emergency communications to the office of the commissioner of the department of administrative services.

V. RSA 106-H:5, I (a), relative to the power of the enhanced 911 commission to implement and administer an enhanced 911 system.

VI. RSA 106-H:5, I (g), relative to the power of the enhanced 911 commission to establish the duties and qualifications of the director.

VII. RSA 106-H:7, relative to rulemaking authority of the bureau of emergency communications.

132 Contingency. The persons holding the positions of state fire marshal and executive director of the bureau of emergency communications upon the effective date of this act shall assume the duties of the chief of the bureau of fire safety and the chief of the bureau of emergency management respectively. Such persons shall remain in these positions until a vacancy occurs or their term expires.

133 Reimbursement of Meals and Rooms Taxes Paid by the City of Manchester. Notwithstanding any other provision of law, the state shall reimburse the city of Manchester up to \$44,293 in addition to the amount calculated to be reimbursed under RSA 78-A:26. Reimbursement shall be contingent upon submission of documentation from the city of Manchester to the department of revenue administration supporting that up to \$44,293 of meals and rooms tax payments have been made by the city to vendors and paid by the vendors to the state as certified by the department of revenue administration. Such additional sum, up to \$44,293 as certified by the department of revenue administration, shall be paid at the time distribution under RSA 78-A:26 is made for fiscal year 2004. The total amount reimbursed shall be reduced by any commissions paid to the operators and distributions made in prior fiscal years to the city of Manchester from these funds.

134 Public Kindergarten Programs; Per Pupil Reimbursement. Amend 1999, 65:9, I(a) as amended by 2000, 289:2, as amended by 2001, 158:37 to read as follows:

I.(a) If a school district implements a public kindergarten program during school year 1999-2000 through school year ~~[2002-2003]~~ **2004-2005** inclusive, the school district maintaining such a kindergarten program shall receive reimbursement at the rate of \$1200 per pupil from the education trust fund created in RSA 198:39 for each fiscal year through June 30, ~~[2003]~~ **2005**.

135 Adequate Education Grants; Footnote Added. Amend 2001, 130:1, 06, 03, 02, 02, 04, class 91 to read as follows:

	FY 2002	FY 2003
06 Education		
03 Department of Education		
02 Office of The Dep Commissioner		
02 Financial Aid To Districts-st.		
04 Adequate Education Grants		
90 Hardship Grants	5,000,000	5,000,000
91 Adequate Education Grants*	882,630,084	899,495,135
TOTAL	887,630,084	904,495,135

* The total appropriated in Class 91 includes \$1,972,800 for fiscal year 2002 for kindergarten aid and \$2,625,600 in fiscal year 2003 for kindergarten aid. The amount appropriated for kindergarten aid in fiscal year 2003 shall not lapse until June 30, 2005.

136 Kindergarten Construction Program. Amend RSA 198:15-r, I to read as follows:

I. There is established in the department of education a kindergarten construction program. For the ~~[7-year]~~ **8-year** period starting July 1, 1997, and ending June 30, ~~[2004]~~ **2005**, the commissioner of education shall make grants available to eligible districts that currently do not operate a public kindergarten program to cover 75 percent of the actual cost of construction of kindergarten facilities, exclusive of site acquisition and core facilities. Grants shall also cover the cost of initial equipment needed to operate a kindergarten program.

137 Kindergarten Construction Program Extended. Amend 2001, 287:7, I to read as follows:

I. Paragraph II of section 6 of this act shall take effect July 1, ~~[2004]~~ **2005**.

138 Committee Established. There is established a committee to study the application of the communications services tax to the provision of Internet services.

139 Membership and Compensation.

I. The members of the committee shall be as follows:

(a) Three members of the house of representatives, appointed by the speaker of the house of representatives.

(b) Three members of the senate, appointed by the president of the senate.

II. Members of the committee shall receive mileage at the legislative rate when attending to the duties of the committee.

140 Duties. The committee shall study the application of the communications services tax to the provision of Internet services.

141 Chairperson; Quorum. The members of the study committee shall elect a chairperson from among the members. The first meeting of the committee shall be called by the first-named house member. The first meeting of the committee shall be held within 45 days of the effective date of this section. Four members of the committee shall constitute a quorum.

142 Report. The committee shall report its findings and any recommendations for proposed legislation to the speaker of the house of representatives, the senate president, the house clerk, the senate clerk, the governor, and the state library on or before November 1, 2003.

143 Order of Names on Presidential Primary Ballots. Amend RSA 656:32 to read as follows:

656:32 Other Provisions. The provisions of RSA 656:24-656:28 relating to state primary election ballots shall apply to presidential primary ballots, ***except that candidates on the presidential primary ballot shall be listed in the alphabetical order of their surnames.***

144 Investor Education Fund Lapse.

I. Notwithstanding RSA 421-B:21, II-c and 421-B:26, IV, all funds received under the global settlement relative to conflicts of interest between research analysts and investment banking, up to \$8,700,000, shall lapse from the investor education fund to the general fund as soon as such funds become available during the fiscal year ending June 30, 2004.

II. Notwithstanding RSA 421-B:21, II-c and 421-B:26, IV, all funds received under the global settlement relative to conflicts of interest between research analysts and investment banking, up to \$200,000, shall lapse from the investor education fund to the general fund as soon as such funds become available during the fiscal year ending June 30, 2005.

145 Repeal. The following are repealed, and the balance of the health care fund as of June 30, 2003 shall lapse to the general fund:

I. RSA 167:69 through RSA 167:75, relative to health care fund.

II. RSA 6:12, I(tttt), relative to moneys deposited in the health care fund.

III. 1997, 351:74, relative to medicaid revenues transferred to health care transition fund.

146 Commission Established. There is established a commission to review and recommend changes to improve the delivery of community mental health services and to review the structure of the division of behavioral health services, department of health and human services.

147 Membership and Compensation.

I. The members of the commission shall be as follows:

(a) Two members of the house of representatives, appointed by the speaker of the house of representatives.

(b) Two members of the senate, appointed by the president of the senate.

(c) Two members representing community mental health centers, appointed by the Community Behavioral Health Association.

(d) The commissioner of the department of health and human services, or designee.

(e) The director or acting director of the division of behavioral health, department of health and human services.

(f) The executive director of the New Hampshire Disabilities Rights Center, Inc.

(g) Three members representing mental health consumers or families utilizing mental health services, appointed by the governor with the consent of the council.

II. Legislative members of the commission shall receive mileage at the legislative rate when attending to the duties of the commission.

148 Duties. The commission shall study the behavioral health delivery system within the department of health and human services and provide recommendations with the following goals:

I. A review of the existing regulatory and auditing functions, including the elimination of unnecessary regulation.

II. Study changes that promote a state management structure that limits overhead expenses and provides appropriate expenditures for behavioral health services.

III. Determine whether the existing structure is the most appropriate structure for the oversight and delivery of community mental health services.

IV. A review of the efficiency and effectiveness of the existing mental health services delivery system.

149 Chairperson; Quorum. The members of the study commission shall elect a chairperson from among the members. The first meeting of the commission shall be called by the first-named house member. The first meeting of the commission shall be held within 45 days of the effective date of this section. Six members of the commission shall constitute a quorum.

150 Report. The commission shall report its findings and any recommendations for proposed legislation to the speaker of the house of representatives, senate president, the house clerk, the senate clerk, the governor, and the state library on or before December 1, 2003.

151 State Bonds; Maturity. Amend RSA 6-A:2 to read as follows:

6-A:2 Denominations; Form and Maturities. The bonds shall be issued by the state treasurer when authorized by the governor and council. They may be issued at one time or in a series from time to time. The maturity dates of each series shall be determined by the governor and

council, but in no case shall they be later than [20] 30 years from the date of issue. The bonds may be redeemable before maturity at the option of the governor and council at such price or prices and under such terms and conditions as may be fixed by the governor and council prior to the issue of the bonds. The bonds shall be in such form and denominations as the governor and council shall determine and, subject to RSA 6:14 and 6:15, may be nonregisterable or registerable as to principal only or registerable as to both principal and interest. Subject to the provisions of RSA 93-A, they shall be signed by the treasurer and countersigned by the governor. They shall be deemed a pledge of the faith and credit of the state.

152 State Bonds; Maturity; 2005 Version. Amend RSA 6-A:2 to read as follows:

6-A:2 Denominations; Form and Maturities. The bonds shall be issued by the state treasurer when authorized by the governor and council. They may be issued at one time or in a series from time to time. The maturity dates of each series shall be determined by the governor and council, but in no case shall they be later than [30] 20 years from the date of issue. The bonds may be redeemable before maturity at the option of the governor and council at such price or prices and under such terms and conditions as may be fixed by the governor and council prior to the issue of the bonds. The bonds shall be in such form and denominations as the governor and council shall determine and, subject to RSA 6:14 and 6:15, may be nonregisterable or registerable as to principal only or registerable as to both principal and interest. Subject to the provisions of RSA 93-A, they shall be signed by the treasurer and countersigned by the governor. They shall be deemed a pledge of the faith and credit of the state.

153 Belknap County Nursing Home; Exemption. The repair and replacement construction project by the Belknap County nursing home required because of roof damage shall be exempt from the provisions of RSA 151-C, provided that this exemption shall not be construed to allow the Belknap County nursing home to add more beds.

154 Operation of Beach Parking Facilities; Hampton Beach Capital Improvement Fund. Amend RSA 216:3 to read as follows:

216:3 Operation of Beach Parking Facilities.

I. The department of resources and economic development shall operate, maintain, and manage the parking facilities at Hampton Beach, and shall be authorized to charge for the use of the parking facilities by meters or fees, including parking violation fines, whichever is determined most practical.

II. The state treasurer shall establish a special nonlapsing fund, which shall only lapse pursuant to paragraph III, for the revenues from ~~this source which shall be expended to retire 50~~ **the parking facilities at Hampton Beach. Fifty percent of the payments for principal and interest of bonds and notes that are issued for the project of replacing the steel seawall with a concrete seawall in the Hampton Beach area shall be paid from this fund. If the revenues from the parking facilities at Hampton Beach exceed \$1,025,000 for the fiscal year, all revenues in excess of \$1,025,000 shall be transferred prior to the close of the fiscal year from this fund to the Hampton Beach capital improvement fund established in paragraph IV.**

III. The balance of any funds in this special nonlapsing fund shall be lapsed at the close of each fiscal year to the state park fund.

IV.(a) There is established a nonlapsing revolving fund to be known as the Hampton Beach capital improvement fund in the

department of resources and economic development. The revolving fund shall be used for capital improvements for the parking facilities at Hampton Beach.

(b) The commissioner of resources and economic development shall submit a report detailing the activities of the revolving fund annually to the governor and council and the fiscal committee within 60 days of the close of each fiscal year.

155 Savings From the Office of Information Technology; Use of Saved Funds. Beginning on January 1, 2004 and every 90 days thereafter, the department of administrative services shall determine the amount of general fund cost savings resulting from implementation of the office of information technology within the office of the governor and shall report any such savings to the legislative fiscal committee. Any such savings resulting from the implementation of the office of information technology shall be distributed as follows:

I. The first \$11,000,000 in general fund cost savings per biennium shall lapse to the general fund; and

II. Any savings over \$11,000,000 per biennium may be expended by the office of information technology with the prior approval of the legislative fiscal committee.

156 Chief Information Officer; Salary Limit Exemption. Notwithstanding any provision of law to the contrary, the provisions of RSA 94:1-a, III shall not apply to the position of chief information officer established under RSA 4-D:1, I.

157 Contingency. If RSA 4-D is enacted by HB 663-FN-A of the 2003 legislative session or by any other act of the 2003 legislative session, then section 160 of this act shall take effect. If RSA 4-D is not enacted by HB 663-FN-A or by any other act of the 2003 legislative session, then section 160 of this act shall not take effect.

158 Expenditures of the General Court. Amend RSA 14:27-b to read as follows:

14:27-b Expenses of the General Court During Interim. During the period when the legislature is not in session, no expenditure shall be charged against the legislative appropriation for the expenses of the legislature, exclusive of appropriations included therein for the office of the legislative budget assistant to the house and senate finance committees, and the office of the director of legislative services, without the authorization and approval of the president of the senate in the case of expenditures for the senate and the speaker of the house in the case of expenditures for the house. ~~[No expenditure of said funds shall be made without certification by the chairperson or vice chairperson of the senate finance committee in the case of senate expenditures or the chairperson or vice chairperson of the house finance committee in the case of house expenditures that sufficient funds are available in the particular appropriation.]~~ Authority is also granted hereby to the president of the senate and the speaker of the house to purchase supplies and equipment and to cause payment of expenses incidental to the operation and business of the legislature while the legislature is not in session. Such purchasing or payments shall be a charge upon the legislative appropriation, except such expenses as are otherwise specifically provided for by law. ~~[In the event of a vacancy in the office of president of the senate or of the speaker of the house during the period the legislature is not in session, the chairperson of the senate finance committee or the chairperson of the house finance committee respectively shall have and exercise the authority conferred upon the president and the speaker by this section.]~~

159 Personal Care Services; Consumer Choice. Amend RSA 161-I:3 to read as follows:

161-I:3 Consumer Choice. An eligible consumer in need of personal care services shall have the option to receive personal care services, including consumer-directed services, through a home health agency or other qualified agency. An individual not eligible for department programs shall have the option to receive personal care services, including consumer-directed services, through a ***provider of personal care certified under RSA 161-I***, home health care provider, ***other qualified provider***, or other facility licensed under RSA 151, or through a private arrangement between individuals. Such choice shall be subject to those limitations imposed by federal and state laws, rules, and regulations.

160 Distribution Schedule of Adequate Education Grant; Dates Changed. Amend RSA 198:42, I to read as follows:

I. The adequate education grant determined in RSA 198:41 shall be distributed to each municipality's school district or districts legally responsible for the education of the pupils who attend approved public schools within the district or in other districts or who attend approved programs for educationally disabled children, as the case may be, from the education trust fund in 4 payments of 20 percent on ~~August~~ ***September*** 1, 20 percent on ~~September~~ ***November*** 1, 30 percent on January 1, and 30 percent on ~~April~~ ***March*** 1 of each school year; provided that for a dependent school district, the grant determined in RSA 198:41 shall be distributed to the municipality, which shall appropriate and transfer the grant funds to its dependent school department.

161 Joint Legislative Committee on Administrative Rules; Staff. Amend RSA 541-A:2, II to read as follow:

II. The joint legislative committee on administrative rules shall meet at least once each month and more often as necessary for the prompt discharge of its duties. The director of legislative services shall provide services ~~[and shall employ full-time staff, including clerical support and specially designated committee legal counsel, in a division of administrative rules established within the office of legislative services. Changes in services or staffing in the division shall be made by the joint committee on legislative facilities only after receiving the recommendation of the director of legislative services, after consultation with the chair and vice-chair of the joint legislative committee on administrative rules]~~ ***to the committee***. The joint legislative committee on administrative rules shall adopt rules to govern its operation and organization. A quorum of the committee shall consist of 6 members. Members of the committee shall be entitled to legislative mileage as provided to members for attendance at sessions of the general court.

162 Public Hearing and Comment. Amend RSA 541-A:11, I to read as follows:

I. Each agency shall hold at least one public hearing on all proposed rules and shall afford all interested persons reasonable opportunity to testify and to submit data, views, or arguments in writing or, if practicable for the agency, in electronic format, in accordance with the terms of the notice and the provisions of this section. The ~~[legal counsel designated to the committee]~~ ***office of legislative services*** shall provide oral or written comments on potential bases for committee objection under RSA 541-A:13, IV ***in a form and manner determined by the director of the office of legislative services***. Each agency shall require all materials submitted in writing to be signed by the person who submits them, and the agency shall transfer to hard copy, if practicable for the agency, all

materials submitted as diskette, electronic mail, or other electronic format. Copies of the proposed rule shall be available to the public under RSA 91-A and at least 5 days prior to the hearing. For rules proposed by a board or commission, a period of at least 10 days after the hearing shall be provided for the submission of materials in writing or in electronic format, unless a shorter period is specified in the notice. If a shorter period is specified in the notice, the deadline for the submission of such materials shall not be earlier than the scheduled conclusion of the public hearing. For rules proposed by an agency official, a period of at least 10 days after the hearing shall be provided in all instances. If a hearing is continued or postponed as provided in paragraph III or IV of this section, the period for the submission of materials in writing or in electronic format shall be extended.

163 Filing Final Proposal. Amend RSA 541-A:12, I and I-a to read as follows:

I. After fully considering public comment and any committee **com-ments** or ~~[designated legal counsel]~~ **comments by the office of the leg-islative services** received pursuant to RSA 541-A:11, and any other relevant information, a quorum of the members of the agency or the agency official having rulemaking authority shall establish the text of the final proposed rule. After the text of the final proposed rule has been established, the agency shall file the final proposal no earlier than 21 days and no later than 150 days after the date of publication of the notice in the rulemaking register. If an agency is required to rewrite a rule in accordance with RSA 541-A:8, the agency shall have up to 180 days after the date of publication of the notice in the rulemaking register to file the final proposal. The agency shall file the final proposal with the director of legislative services. Final proposals filed no later than 14 days before a regularly scheduled committee meeting shall be placed on the agenda for that meeting. Final proposals filed fewer than 14 days before a regularly scheduled committee meeting shall be placed on the agenda of the following regularly scheduled committee meeting.

I-a. If an agency chooses to receive and respond to comments before the committee meeting as specified in RSA 541-A:13, II(a) and (b), the agency shall file the final proposal with a request that the final proposal be reviewed by the ~~[committee legal counsel]~~ **office of legislative ser-vices** and placed on the agenda for the next regularly scheduled committee meeting or special meeting that is at least 28 days but no more than 60 days after the date that the final proposal is filed. The final proposal and request shall be filed at least 14 days prior to the first regularly scheduled committee meeting at which the request may be considered. The committee shall notify the agency in writing of its approval or denial of the request.

164 Review by the Joint Legislative Committee on Administrative Rules. Amend RSA 541-A:13, II(a) to read as follows:

II.(a) If an agency has filed a final proposal and the committee has granted the agency's request, pursuant to RSA 541-A:12, I-a, the director of legislative services shall notify the agency of any potential bases for committee objection identified by ~~[committee legal counsel]~~ **the of-fice of legislative services** by forwarding a copy of the final proposal with the counsel's comments noted thereon at least 14 days prior to the committee meeting at which the proposal will be considered.

165 Procedures, Committee Objections. Amend RSA 541-A:13, V(a) to read as follows:

(a) If the committee objects to the final proposal as filed or as amended pursuant to paragraph II, it shall so inform the agency. In

lieu of a preliminary objection, the committee may vote to conditionally approve the rule with an amendment, provided that the committee specifies in its conditional approval the language of the amendment to address the basis for a preliminary objection. The committee shall notify the agency in writing of its conditional approval. Within 14 days of the meeting, the agency shall submit a written explanation to the committee in the form of a letter and an annotated text of the final proposed rule detailing how the rule has been amended in accordance with the conditional approval. The written explanation shall be signed by the individual holding rulemaking authority, or, if a body of individuals holds rulemaking authority, by a voting member of that body, provided that a quorum of the body has approved. Failure to submit a written explanation in accordance with the conditional approval and this paragraph shall cause the conditional approval to be deemed a committee vote to make a preliminary objection on the date of the conditional approval. If the ~~[committee legal counsel]~~ **office of legislative services** determines that the agency has amended the rule in accordance with the conditional approval and this paragraph, the ~~[committee legal counsel]~~ **office of legislative services** shall promptly send written confirmation of compliance to the agency. The agency may then adopt the rule as amended.

166 Interim Rules. Amend RSA 541-A:19, VIII(a) to read as follows:

(a) The director of legislative services shall notify the agency of any potential bases for committee objection [~~identified by committee legal counsel~~] by forwarding a copy of the proposed interim rule with [~~counsel's~~] comments noted thereon to the agency at least 7 days prior to the committee meeting at which the rule will be considered. Following receipt of the comments an agency may amend its interim rule to address the noted potential bases for objection. The agency may present the amended proposal to the committee for approval at the committee meeting. The committee may approve the rule as originally proposed or as amended.

167 Salary; Executive Director of Judicial Council. Amend RSA 94:1-a, I(b) by inserting in grade CC the following:

CC Judicial council executive director

168 County Attorney; Duties. Amend RSA 7:34 to read as follows:

7:34 Duties. The county attorney of each county shall be under the direction of the attorney general, and, in the absence of the latter, he *or she* shall perform all the duties of the attorney general's office for the county. *If no other representation is provided*, under the direction of the county commissioners he *or she* shall prosecute or defend any suit in which the county is interested. [He] *The county attorney* shall tax all costs arising in state or county suits in his *or her* county for the consideration of the court.

169 Defense and Indemnification; Representation by County Attorney.
Amend RSA 29-A:2 to read as follows:

29-A:2 Defense and Indemnification. If any claim is made or any civil action is commenced against any present or former officer, trustee, official, or employee of any county, or any agency thereof, seeking equitable relief or claiming damages for the negligent or wrongful acts of any such person and said officer, trustee, official, or employee requests the county to provide representation for him **or her** and the county commissioners, or, in the case of a claim or civil action commenced against the county commissioners, the county convention, determine that the acts complained of were committed by said officer, trustee, official, or employee while acting within the scope of official duty for the county and that said acts were not wanton or reckless, ***in the absence of other***

legal representation, the county attorney shall represent and defend such person with respect to such claim or civil action throughout such action or shall, with the consent of the county commissioners, retain outside counsel so to represent or defend such person; and the county shall defray all costs of such representation or defense, to be paid from funds not otherwise appropriated. In such case the county shall also protect, indemnify, and hold harmless such person from any costs, damages, awards, judgments, or settlements arising from said claim or suit. The county commissioners or county convention shall not be required to consider the request of such person that representation be provided for ~~[him]~~ **the person** unless within 7 days of the time such person is served with any summons, complaint, process, notice, demand, or pleading he **or she** shall deliver the original or a copy thereof to the county commissioners or, in the case of an action against the county commissioners, to the clerk of the county convention. No property either real or personal of any county shall be subject to attachment or execution to secure payment of or to satisfy any obligations of the county created under this chapter. Upon entry of final judgment in any action brought under this chapter the county commissioners shall present such judgment to the county convention for the requisite appropriation. The county attorney or outside counsel retained under this chapter shall have the authority, with the concurrence of the county commissioners, to settle any claim brought under this chapter by compromise; and the county commissioners shall present said settlement to the county convention for the requisite appropriation.

170 New Paragraph; Restrictions on Self-Insured Plans; Reserve Amount. Amend RSA 21-I:30-b by inserting after paragraph III the following new paragraph:

IV. The total amount required to be maintained in reserve pursuant to this section may be met within a reasonable period of time after the establishment of a reserve fund under RSA 21-I:30-c. The commissioner of administrative services shall ensure that during the time the state is working toward meeting the required reserves the state is able to pay the risk assumed in administering a self-insured group health plan.

171 Land and Community Heritage Investment Program Administrative Fund; Date Change. Amend RSA 227-M:7-a, I to read as follows:

I. There is established in the office of the state treasurer a fund to be known as the land and community heritage investment program administrative fund into which the state treasurer shall credit any revenue generated pursuant to RSA 261:97-b, I-a. For the biennium ending June 30, ~~[2003]~~ **2005** there shall also be deposited, on a monthly basis, interest income generated on appropriations made to the land and community heritage investment program trust fund pursuant to RSA 227-M:7. The total revenues generated to the administrative fund from these 2 sources for each year of said biennium shall not exceed \$335,000.

172 Judicial Conduct Commission. Amend RSA 494-A:1 to read as follows:

494-A:1 Judicial Conduct Commission Established. A judicial conduct commission is hereby established which shall be completely independent of the New Hampshire court system and other branches of government. ***All complaints made against judges, as defined in RSA 494-A:2, IV, and clerks, as defined in RSA 494-A:2, I, shall be directed to the commission.*** The commission shall be administered by an executive director, appointed under RSA 494-A:3.

173 New Section; Lobbyists. Amend RSA 15 by inserting after section 1 the following new section:

15:1-a Prohibited Activities.

I. Except as provided in paragraph II, no recipient of a grant or appropriation of state funds may use the state funds to lobby or attempt to influence legislation, participate in political activity, or contribute funds to any entity engaged in these activities.

II. Any recipient of a grant or appropriation of state funds that wishes to engage in any of the activities prohibited in paragraph I, or contribute funds to any entity engaged in these activities, shall segregate the state funds in such a manner that such funds are physically and financially separate from any non-state funds that may be used for any of these purposes. Mere bookkeeping separation of the state funds from other moneys shall not be sufficient.

174 Tobacco Use Prevention Funds Deposited in General Fund. Notwithstanding RSA 126-K:15, in each year of the biennium ending June 30, 2005, \$3,000,000 of the tobacco settlement funds received by the state of New Hampshire shall not be deposited in the tobacco use prevention fund. In addition, notwithstanding any other provision of law, the balance of the tobacco use prevention fund as of June 30, 2003, shall lapse to the general fund.

175 Effective Date.

I. Sections 12, 25, 34, 134, 135, 171, and 174 of this act shall take effect June 30, 2003.

II. Sections 21 and 22 of this act shall take effect as provided in section 24 of this act.

III. Sections 31, 99-132, 133, 138-143, and 146-150 of this act shall take effect upon its passage.

IV. Sections 80-98, and 172 of this act shall take effect January 1, 2004.

V. Section 152 of this act shall take effect June 30, 2005.

VII. Section 156 of this act shall take effect as provided in section 159 of this act.

VIII. The remainder of this act shall take effect July 1, 2003.

The signatures below attest to the authenticity of this Report on HB 2-FN-A, an act relative to state fees, funds, revenues, and expenditures.

Conferees on the Part of the Senate

Sen. Green, Dist. 6
Sen. Boyce, Dist. 4
Sen. Clegg, Dist. 14
Sen. D'Allesandro, Dist. 20

Conferees on the Part of the House

Rep. Weyler, Rock. 79
Rep. R. Wheeler, Hills. 48
Rep. Whalley, Belk. 31
Rep. Giuda, Graf. 13
Rep. Rogers Johnson, Rock. 83

2003-2274-CofC

AMENDED ANALYSIS

This bill:

I. Limits the ability of the department of health and human services to change program eligibility standards and rates in the biennium ending June 30, 2005.

II. Provides that, for the biennium ending June 30, 2005, the department of health and human services may accept and expend additional revenues above budgeted amounts for provider payments and certain other programs and services.

III. Authorizes the department of health and human services to transfer funds within and among all PAUs within the department for certain purposes, subject to approval of the fiscal committee and governor and council.

IV. Provides that the governor may choose not to take a salary and may designate the money for employee incentives.

V. Extends the nursing leveraged scholarship loan program to provide scholarship assistance to nursing students who will serve in New Hampshire and to provide grants to the regional community-technical colleges.

VI. Provides that qualified, state employees laid off between January 1, 2003 and July 1, 2005 shall be given hiring priority for open positions in state government.

VII. Changes the name of the office of state planning to the office of state planning and energy programs.

VIII. Provides that a portion of the department of environmental services' lab equipment revolving fund shall lapse to the general fund.

IX. Transfers the community development block grant program from the office of state planning to the community development finance authority.

X. Adds \$20 to certain court filing fees.

XI. Changes the procedures for payment of autopsy expenses by the state and by counties.

XII. Amends fees charged by the secretary of state.

XIII. Transfers certain funds collected by the secretary of state to the election fund for the biennium ending June 30, 2005, contingent on the passage of HB 577 FN-A-LOCAL, which establishes the election fund.

XIV. Provides that funds in the investor education fund excess of \$653,500 at the end of fiscal year 2004 shall be credited to the general fund.

XV. Provides that, for the biennium ending June 30, 2005, \$2,000,000 of unexpended catastrophic special education aid shall not be distributed for court-ordered placements but shall lapse to the general fund.

XVI. Provides that the regional community-technical colleges shall not be required to utilize the services of the bureau of graphic services unless they choose to do so.

XVII. Makes certain appropriations allocated in 2001, 130 to the office of information systems nonlapsing.

XVIII. Authorizes a longevity payment for a certain position in the department of health and human services. Funding for the longevity payment shall be from appropriations for positions that are not filled.

XIX. Provides for recognition of out-of-state registration of radiation producing machines.

XX. Requires the department of health and human services to conduct an audit of the medicaid program by November 1, 2003.

XXI. Requires the commissioner of the department of administrative services to implement a state employee self-insured health insurance program and report to the fiscal committee.

XXII. Permits unconditional transfers from the revenue stabilization reserve account to eliminate general fund operating budget deficits at the close of fiscal year 2003.

XXIII. Provides that, for the biennium ending June 30, 2005, revenue generated by the liquor commission shall be deposited in the general fund.

XXIV. Changes the calculation of average annual cost for certain long-term care.

XXV. Sets the rate for the medicaid enhancement tax at 6 percent upon the gross patient services revenue of every hospital.

XXVI. Clarifies the funding for positions in the office of victims/witness assistance.

XXVII. Establishes the permanent rate of communications services taxes at 7 percent of the gross charge.

XXVIII. Repeals performance based budgeting.

XXIX. Requires the department of health and human services to use private providers for case management services under the medicaid home and community-based care waiver program for the elderly and chronically ill (HCBC-ECI).

XXX. Removes a discount for wholesalers on cash purchases of tobacco tax stamps. The bill also repeals a provision allowing wholesalers of tobacco to retain 3 percent of tobacco tax revenue collected as compensation.

XXXI. Increases the motor vehicle inspection sticker fee.

XXXII. Establishes a state jobs grant fund for Coos and Sullivan counties from which grants may be made by the commissioner of resources and economic development to businesses which create jobs in areas with high rates of unemployment or underemployment.

XXXIII. Extends the reporting dates for the instream flows and water management study pilot program by 2 years.

XXXIV. Transfers \$355,000 from the source water protection program to the instream flows and water management study pilot program.

XXXV. Transfers the administration of vital records from the department of health and human services to the department of state.

XXXVI. Transfers all functions, powers, duties, and responsibilities of the department of corrections drug testing, and all functions, powers, duties, and responsibilities of the department of health and human services, division of public health laboratory used for the testing of blood, urine, and breath to the forensic science laboratory which is established within the department of safety, division of state police.

XXXVII. Brings the enhanced 911 system and the bureau of emergency communications within the authority of the department of safety.

XXXVIII. Refunds certain meals and rooms taxes paid by the city of Manchester.

XXXIX. Extends kindergarten aid through June 30, 2005 for those school districts which implemented a public kindergarten program during school year 1999-2000 through school year 2004-2005 inclusive.

XL. Extends the kindergarten construction program from July 1, 2004 to July 1, 2005. Current law would repeal the program on July 1, 2004.

XLI. Establishes a committee to study the application of the communications services tax to the provision of Internet services.

XLII. Requires candidates on the presidential primary ballot to be listed in the alphabetical order of their surnames.

XLIII. Lapses certain global settlement funds from the investor education fund to the general fund.

XLIV. Repeals the health care fund and lapses the remainder of the fund to the general fund.

XLV. Establishes a commission to study the delivery of community and mental health services and the structure of the division of behavioral health services.

XLVI. Extends the maturity date for state bonds to 30 years, and returns the maturity date to 20 years effective in 2005.

XLVII. Exempts the Belknap County nursing home from requirements of RSA 151-C for certain repairs.

XLVIII. Transfers certain Hampton Beach parking revenue to a Hampton Beach capital improvement fund.

XLIX. Requires the department of administrative services to determine the cost savings resulting from the implementation of the office of information technology and report any such savings to the legislative fiscal committee.

L. Requires that the first \$11,000,000 in cost savings lapse to the general fund and allows any amount over \$11,000,000 to be expended by the office of information technology with prior approval from the legislative fiscal committee.

LI. Exempts the chief information officer from statutory salary limitations.

LII. Removes the requirement to seek approval from the chair of the finance committee before funds may be expended for legislative business when the general court is not in session.

LIII. Provides that an eligible consumer may choose personal care services from a certified personal care provider or other qualified provider.

LIV. Changes the dates adequate education grant payments are distributed from the education trust fund.

LV. Changes the staffing requirements for the joint legislative committee on administrative rules.

LVI. Establishes a salary for the executive director of the judicial council.

LVII. Provides that certain duties of the county attorney apply only in cases when no other representation is provided.

LVIII. Permits a reasonable time for the state to meet the required reserves for a self-insured group health plan.

LIX. Extends the land and community heritage program administrative fund's inclusion of interest income.

LX. Clarifies the jurisdiction of the judicial conduct commission.

LXI. Restricts lobbyists from using state funds for lobbying.

LXII. Provides that in each year of the biennium ending June 30, 2005, \$3,000,000 of New Hampshire's tobacco settlement funds shall not be deposited in the tobacco use prevention fund, and the balance of the fund as of June 30, 2003 shall lapse to the general fund.

Senator Green moved adoption.

SENATOR BELOW: Thank you Mr. President. I recognize a lot of work went into HB 2. It is a huge document and it covers a lot of loose ends, but I have a really profound concern about one amendment that was apparently done at the last minute. It concerns section 161-166 of the bill. Of the Committee of Conference Report. What it is, it strikes from the statute, the concept of legal counsel for the Joint Legislative Committee on Administrative Rules. It strikes the notion that legal counsel will provide oral or written comments of the potential basis for committee objection and it puts it all under the director of the office of Legislative Services who already directs that division. My concern is that this is an amendment that was neither in the House version or the Senate version. It was not subject to public hearing in the House or Senate. Not a single member of the Joint Legislative Committee on Administrative Rules, including the chair and the vice chair, knew that this amendment would be presented. It was apparently presented around nine o'clock in the evening on Wednesday. Six hours or so after the Committee of Conference Report deadline had actually passed. The problem with this is that it changes the relationship between that committee and its legal counsel, so that there is no longer such a relationship, and allows for the politicization of the administrative rules process. Administrative rules power, we grant the executive branch to adopt rules that by law, have the force and affect of law. We essentially, delegate lawmaking power to the executive branch. It is important that we review those rules to make sure they are consistent with legislative authority, with constitutional authority, with the requirements that they be clear and consistent, with

the format that we require executive branch rules to be in. Without a relationship with legal counsel, we no longer have that objective consideration of those potential basis for objection, and instead what we have is a process by which such potential basis might be held or censored or readapted from the committee from a politicized process. I think this is an example of lawmaking at its worse. Thank you Mr. President.

SENATOR BARNES: Senator Below, would you believe that I feel that you have a lot of expertise, seeing that you are the Chairman of the Joint Rules. Is that correct?

SENATOR BELOW: Vice Chair. I chaired it in the last session.

SENATOR BARNES: But you have been there and you have served duty. I served two years there and I couldn't get out quick enough. I compliment you on still being there. I am sure that what you are saying is correct. Don't you think that next session in January, we can put some legislation in to take care of that so that we don't tie this issue up and everybody can go forward? I would be happy to co-sponsor that with you if that would be helpful?

SENATOR BELOW: Well I do think that we need to discuss this. This is something that I have learned that Representative Mercier and former Senator Fred King worked very hard to preserve. They thought that this was an essential part of the process. The House Economic and Development Committee is currently studying this issue, which is why I am concerned that this came in at the last minute, under a House members primary sponsorship.

SENATOR BARNES: Would you believe that we have all been burned by last minute dealings come in through the backdoor from various sources and I think that goes with the territory? We have to be awake and keep these backdoor people from doing it to us too often? Don't you agree that a peice of legislation in January would be proper so that we can take care of it then?

SENATOR BELOW: Well I do think that we should continue to discuss it and work on it, yes.

SENATOR BARNES: I would love to be a co-sponsor with you on it.

SENATOR BELOW: I would be happy to work with you on that.

SENATOR BARNES: Thank you.

SENATOR LARSEN: I rise to oppose HB 2 as well. I think that this represents some of the midnight madness that always happens in a budget. I think that what we have seen is an increase in concern that we are somehow going to gag those voices who have opposition to say an administrative rule, we are now not going to know that there is a problem with an administrative rule by shifting the administrative rules legal authority over to the office of Legislative Services. There is a concern that somehow there will be some partisan review of our rules before we are even aware of those issues. There is also a concern on one of the back pages that was again, a midnight madness kind of an amendment, which says that anyone...on page 61, "No recipient of a grant or probation of state funds may use state funds to lobby or attempt to influence legislation, participate in political activity or contribute any funds to any entity engaged in these activities." Does that mean that our cities who receive grants from our state, cannot now tell us their concerns on the affect to their town or city? It is prohibiting them from participating in political activities. Are

we now not allowed to hear the voices of opposition any longer? Does that mean that the Healthy Kids Corporation cannot now come to us and say if you change this regulation, if you change this funding stream, we are going to have to increase premiums? Does that mean that a TANF (Temporary Assistant to Needy families) grantee cannot now come and say "this is affecting my household budget?" What is our fear? Why are we prohibiting people from participating in political activities? Now I am understanding that this was a House amendment, and I was there when it came in, and it was 9:30 at night, after a very tiring series of weekend meetings. But it is wrong to do this at midnight. It is wrong not to have the screening of how these changes affect our administrative rules process. It is wrong not to have a screening of how this language will prohibit political activity by anyone receiving a grant or appropriation of state funds. I think that you will find that it is a limitation on free speech and could be unconstitutional. There are also interesting things in this. For years we have said that our communications tax is a surcharge. We are making it permanent. It may be wise to do that, but for us to say that we don't tax, is false. We have to cause taxes to occur in this state in order to support things that we believe in. There is the issue of the nursing home changes. No one is very clear on whether nurses...there are few nursing homes in this state which will end up paying a tax. Will we have to fix that? That is in here. There is language that says that the tobacco years prevention monies that currently go to tobacco use prevention cessation funds, that is in here, where it says it goes into the general fund. So this bill is full of things. The proverbial Christmas tree of legislation, some of which a particular legislator couldn't get through a committee and they stuck it in here. So for those reasons, I am voting against HB 2. Thank you.

SENATOR CLEGG: Thank you Mr. President. We all have been here a long time and we know what happens with HB 2. Some of the things that you see in here are just to explain what we actually did in the budget. As far as I am concerned, most of what is in here, was in the Senate budget. It may have expanded a little, it may have shrunk a little, but we started it here. When we talk about prohibited activities, by people who receive state funds, we left an opening. Any recipient of a grant or appropriation of state funds that wishes to engage in any of those activities prohibited, shall segregate the state funds in such a manner, that such funds are physically and financially separate from any non state funds that may be used for any of those purposes. All that we said, basically, is that if we are giving you money, use it for what we give it to you for. Don't use it to hire a high priced lobbyist to come in and lobby for more money. If you are going to pay a lobbyist \$100,000, then the state is giving you \$100,000 too much, because we give you money for specific programs and purposes, and I haven't seen one program yet, that said, that the state shall appropriate money to lobbyists. Thank you Mr. President.

SENATOR LARSEN: Senator Clegg, in the example, for example of Healthy Kids, they do not hire a lobbyist, but they are a recipient of a grant or appropriation of state funds. They are now going to have to create a separate account that somehow has a portion of whatever a person that comes over here to explain their concerns, in order to have that person come up the few blocks to tell us what the problem is with this? You are creating...it appears you are creating unusual hurdles and banks of this state may appreciate the additional work, but I am not sure that the people who receive grants will.

SENATOR CLEGG: If the person who comes up from Healthy Kids wears an orange badge, and gets money from the state to lobby, then there is going to be a problem. But if the people who run the Healthy Kids Program come up and tell us "here is what we have, here is the situation, and here is the problems", then this law doesn't affect them, because we ask people all of the time, to come up and explain. I think that if you read the RSA on what is and isn't a lobbyist, you would understand that this doesn't affect normal business.

SENATOR LARSEN: That doesn't say no person who is hired, it says, "no recipient of a grant may use state funds to lobby or attempt to influence legislation or participate in political activity." It does not say that no person who is paid to do that, it says, "no recipient". So, as I say, I believe that these midnight amendments can cause us more problems than we can envision when we approve them at the midnight hour.

SENATOR CLEGG: Well your reading of that and my reading...I know that the intent was and I know what it says. It says that you are not supposed to use money that we give you for a program, to come up and pay somebody to just lobby the legislature for more money.

SENATOR COHEN: Senator Clegg, thank you for yielding, Senator Clegg. Just a question. This seems to be a very expansive paragraph here. "State funds to lobby or attempt to influence legislation or participate in political activity." My question is: Did this have a public hearing? Did this paragraph have a public hearing?

SENATOR CLEGG: It came from the House. I have no idea whether the House had a public hearing or what have you. But as you know, these were done in public, out in the open. It had different wording. Representative Marjory Smith asked to make some changes to take out...in fact, her concern to the committee at the time, was certain groups such as the Peer Pressure Group. So the wording was changed at her recommendation to make sure that there are certain groups that can continue to go out and advocate for less drinking, less smoking, without penalties.

SENATOR COHEN: Just a follow up. If there had been a public hearing or if this were a separate piece of legislation, don't you think that it might have been possible to be a little bit more specific such as use some words similar to "hire a lobbyist" which is a bit different? Hiring a lobbyist is quite a bit different than attempting to influence legislation or participate in political activity. Don't you think that might have been a little better?

SENATOR CLEGG: I think that you can take every piece of the budget, starting with HB 1 and hold a public hearing if you really wanted to, but it would be a long hot summer.

SENATOR COHEN: Well this is a significant change. Thank you.

SENATOR ESTABROOK: Thank you Mr. President. As a newly appointed member of JLCAR, I just need to rise and echo Senator Below's concerns about the last minute addition to the trailer bill regarding a legal counsel to JLCAR. When you come into that committee, if you haven't served on it, there is a file knee deep on rules on varying subjects, some of which you have no real background knowledge on, and you rely on legal counsel to the committee, to annotate those rules and point out to you where there are issues either of substance or of editing. What this does in the trailer bill, is it makes it possible at least, for a partisan leadership to review the comments of that legal counsel before it is provided to the other

members of the committee. So there are issues which may never see the light of day. I must say that out of all of the issues that we have debated here in this session, where we have our differences on policy issues is quite appropriate. But where we chose to alter and change the political process, to take it away from the light of day, those are the most disturbing types of measures. This is one of them, and I must register my concern. I hope that others of you will join Senator Barnes, Senator Below and myself, in sponsoring legislation to repeal this measure.

Question is on the adoption of the Committee of Conference Report.

A roll call was requested by Senator Larsen.

Seconded by Senator Barnes.

The following Senators voted Yes: Gallus, Johnson, Kenney, Boyce, Green, Flanders, Odell, Roberge, Eaton, Peterson, O'Hearn, Foster, Clegg, Gatsas, Barnes, Martel, Sapareto, D'Allesandro, Morse, Prescott.

The following Senators voted No: Below, Larsen, Estabrook, Cohen.

Yeas: 20 - Nays: 4

Adopted.

SENATOR EATON (In the Chair): Before we go on, I would just like to take a minute and thank the Finance Committee for all the time that they put into all the work that they did. They spent five months, not two and a half months, and they were late into the hours with the House for those first two and a half months. It came over to our side and many, many long hours. There was great spirit and a lot of camaraderie. Not everybody always agreed, but everybody had a good laugh at a different period of time. I think that made the hours go by a lot quicker. I would also like to thank Chairman Green, Vice Chairman Senator Boyce, my Majority Leader Bob Clegg, Senator D'Allesandro, Senator Below, Senator Gatsas, always has the numbers. When somebody saw him going to his computer there, they knew to watch out...and Senator Odell. Thank you all very much. Also, when I could not be across the street and in the Committee meetings, my eyes and ears and just a tremendous wealth of knowledge and friendship, Frank Torr. I should say former Senator Frank Torr. Thank you all very, very much.

**June 18, 2003
2003-2223-CofC
10/09**

Committee of Conference Report on HB 25-FN-A, an act making appropriations for capital improvements.

Recommendation:

That the House recede from its position of nonconcurrency with the Senate amendment, and concur with the Senate amendment, and

That the Senate and House adopt the following new amendment to the bill as amended by the Senate, and pass the bill as so amended:

Amend the bill by replacing all after the enacting clause with the following:

1 Capital Appropriations. The sums hereinafter detailed are hereby appropriated for the projects specified to the departments, agencies, and branches named:

I. Adjutant General.	
A. Armory Renovations	\$ 300,000
B. STARC Armory - Concord	9,033,100
Less Federal	<u>-6,774,825</u>
Net state appropriation subparagraph B	2,258,275
C. Armory Kitchen Expansions	975,000
Less Federal	<u>-731,250</u>
Net state appropriation subparagraph C	243,750
D. Joint Service Training Facility Design	3,388,700
Less Federal	<u>- 3,388,700</u>
Net state appropriation subparagraph D	0
Total state appropriation paragraph I	<u>\$ 2,802,025</u>
II. Department of Administrative Services.	
A. Bureau of Court Facilities.	
1. Architectural and Engineering -	
Hampton District Court.	<u>\$ 165,000</u>
Total state appropriation subparagraph A	165,000
B. Bureau of General Services.	
1. 4 and 6 Hazen Drive - Upgrade Security	106,000
2. Renovate State Laboratory - Final Phase	5,447,000
Less Federal	<u>-3,947,000</u>
Net state appropriation subparagraph 2	1,500,000
3. 4 and 6 Hazen Drive - Install Fire	
Suppression System	806,000
4. Storrs Street Warehouse - Replace Leaky Roof	92,000
5. Londergan Hall - Replace Elevator	283,000
6. Londergan Hall - Replace Defective Flooring	101,000
7. State House Annex - Replace Defective Flooring	531,000
8. State House and State House Annex -	
Install Emergency Generator	381,000
9. State House Annex - Replace Freight Elevator	286,000
10. 18 State Owned Buildings - Asbestos and	
Hazardous Material Survey	152,000
11. Monadnock Mill - Repair Building Foundation	140,000
12. Site and Design Parking Garage -	
Executive/Legislative	200,000
13. New Hampshire Hospital Campus -	
Redevelopment Plan	100,000
14. State House - Rehabilitate	
Representatives Hall	<u>665,000</u>
Total state appropriation subparagraph B	<u>5,343,000</u>

Notwithstanding the provisions of section 10 of this act, if the federal funds for the State Laboratory – Final Phase project authorized in subparagraph B, 2 are not eligible for use in the project, the commissioner of administrative services shall certify to the capital budget overview committee by letter not later than September 15, 2003 the amount of the federal funds not eligible, and shall request the amount of additional state general fund bond authority required for the project. Within 10 days of the receipt of such letter, the capital budget overview committee shall act on the request for additional state general fund bond authority required for the project. The additional bond amount shall be authorized upon the receipt by the commissioner of administrative services of approval from the capital budget overview committee.

C. Financial Data Management.	
1. Campus Wiring	1,525,000
2. Enterprise Resource Planning	<u>15,000,000</u>
Total state appropriation subparagraph C	<u>16,525,000</u>
Total state appropriation paragraph II	\$22,033,000
III. Community-Technical College System.	
A. Library Expansion - Academic Program	
Support - Stratham	\$ 2,373,000
B. Library Addition - Design - Claremont	125,000
C. Ventilation - Berlin	307,000
D. Student Residence Hall Rehabilitation - NHTI	270,000
E. New Academic Building - Laconia	5,500,000
F. MacRury Hall Addition - Dental Facility	1,500,000
G. Critical Repairs	1,252,000
H. Christa McAuliffe Planetarium -	
Alan B. Shepard Memorial Wing	6,200,000
Less Federal	<u>-4,900,000</u>
Net state appropriation subparagraph H	1,300,000
I. Police Standards and Training - Storage	
Building Expansion	<u>95,000</u>
Total state appropriation paragraph III	\$12,722,000

The sum appropriated in subparagraph E for the academic building in Laconia shall not be spent, obligated, or encumbered until the department has received approval of the master plan process from the capital budget overview committee. In addition to the approval of the master plan process, the department shall submit the program and design development drawings which include cost estimates, design criteria, and square footage requirements for the project in subparagraph E to the capital budget overview committee for its review and approval.

No state funds may be expended for the Shepard memorial wing project in subparagraph H until all the federal funds for the project have been received.

IV. Department of Education.	
A. Regional Career and Technical Education	
Center Match - Portsmouth	\$ 4,500,000
B. Regional Career and Technical Education	
Center Match - Berlin	1,676,000
C. Regional Career and Technical Education	
Center Match - Nashua	<u>4,500,000</u>
Total state appropriation paragraph IV	\$10,676,000
V. Department Of Environmental Services.	
A. Hazardous Waste Superfund Match	1,805,000
B. Drinking Water SRF Matching Funds	4,968,320
C. Wastewater SRF Matching Funds	8,044,208
D. Estuary Wastewater Project Study	<u>1,000,000</u>
Total state appropriation paragraph V	\$15,817,528
VI. Department of Health and Human Services.	
A. Update Sprinkler System - Glencliff	\$ <u>88,000</u>
Total state appropriation paragraph VI	\$ 88,000
VII. Liquor Commission.	
A. Administration Building Life Safety	\$ 128,000
B. Design/Build New Store - Keene	<u>2,000,000</u>
Total state appropriation paragraph VII	\$ 2,128,000

The sum appropriated in subparagraph B for the construction of the new store in Keene shall not be spent, obligated, or encumbered until the commission has received approval of the plan from the capital budget overview committee.

VIII. Department Of Resources and Economic Development.

A. Replace Septic Systems - Franconia	\$ 250,000
B. Replace Bath House and Septic Pump – Pawtuckaway	250,000
C. Replace Toilet/Shower Building – Bear Brook	250,000
D. Mount Washington Electrification	2,000,000
Less Park Fund *	- 2,000,000
Net state appropriation subparagraph D	0
E. Monadnock Campground Renovation	980,000
F. Statewide Radio System	575,200
Less Federal	-100,000
Net state appropriation subparagraph F	475,200
Total state appropriation paragraph VIII	\$ 2,205,200

*To provide funds for the appropriation of State Park Funds made in subparagraph D the state treasurer is hereby authorized to borrow upon the credit of the state not exceeding the sum of \$2,000,000 and for said purpose may issue bonds and notes in the name of and on behalf of the state of New Hampshire in accordance with RSA 6-A. Payments of principal and interest on the bonds and notes shall be made from the state park fund established in RSA 216-A:3-i.

IX. Department of Safety.

A. Lab Expansion	\$ 390,600
Total state appropriation paragraph IX	\$ 390,600

X. Department of State.

A. Archives Addition – Design and Build	\$ 2,549,330
Less Federal	-1,000,000
Net state appropriation paragraph A	1,549,330
Total state appropriation paragraph X	\$ 1,549,330

XI. Department Of Transportation.

A. 5 – 10 Percent Match for FAA Projects	\$ 3,515,000
B. Public Transit Bus Replacement Match	200,000
Total state appropriation paragraph XI	\$ 3,715,000

XII. Veterans Home.

A. Upgrade Fire Safety and Renovation Project	\$ 2,571,000
Less Federal	- 1,671,150
Net state appropriation subparagraph A	899,850
Total state appropriation paragraph XII	\$ 899,850

The fire safety and renovation project in subparagraph A shall include the purchase of a sander truck.

Total state appropriation section 1	\$75,026,533
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2 Appropriation; Fish and Game Department. The sums hereinafter detailed are hereby appropriated for the projects specified:

A. Hatchery System Modernization	\$ 2,000,000
B. Dam Reconstruction and Repair	100,000
Total state appropriation section 2	\$ 2,100,000

3 Appropriation; Department of Safety and Department of Transportation. The sums hereinafter detailed are hereby appropriated for the projects specified:

I. Department Of Safety.

A. Finish Second Floor of DMV Building – Hazen Drive	\$ 370,000
B. Addition to DMV Building on Hazen Drive – Design/Build	3,900,000
C. Lab Expansion	167,400
D. Finish Troop D First Floor	589,000
Less Other	<u>- 111,910</u>
Net state appropriation subparagraph D	<u>477,090</u>
Total state appropriation paragraph I	\$ 4,914,490

The sum appropriated in subparagraph B for the construction of the DMV Building addition shall not be spent, obligated, or encumbered until the department has received approval of the plan from the capital budget overview committee.

II. Department Of Transportation.

A. Patrol and Salt Sheds - Statewide	\$ 4,132,000
B. Garage and Material Lab Equipment	500,000
C. Antrim Rest Area Replacement – Design and Right-of-Way	100,000
D. Chesterfield Rest Area Replacement – Design and Right-of-Way	<u>100,000</u>
Total state appropriation paragraph II	\$ 4,832,000

III. Department of Administrative Services, Financial Data Management.

A. Enterprise Resource Planning	\$ <u>3,800,000</u>
Total state appropriation paragraph III	\$ <u>3,800,000</u>
Total state appropriation section 3	\$ 13,546,490

4 Expenditures; General. The appropriation made for the purpose mentioned in sections 1, 2, 3, and 11 and the sums available for those projects shall be expended by the trustees, commissions, commissioner, or department head of the institutions and departments referred to herein; provided that all contracts and projects and plans and specifications therefor shall be awarded in accordance with the provisions of RSA 228.

5 Land Acquisition. Any land acquired under the appropriations made in sections 1, 2 and 3 of this act, if any, as may be acquired under the appropriation except such land if any as may be acquired for the water resources board, shall be purchased by the commissioner of the department of transportation with the approval of governor and council.

6 Bond Authorized. To provide funds for the total of the appropriations of state funds made in sections 1, 2, and 3 of this act, the state treasurer is hereby authorized to borrow upon the credit of the state not exceeding the sum of \$90,673,023 and for said purposes may issue bonds and notes in the name and on behalf of the state of New Hampshire in accordance with the provisions of RSA 6-A.

7 Payments.

I. The payment of principal and interest on bonds and notes issued for the projects in section 1 shall be made when due from the general funds in the state.

II. The payment of principal and interest on bonds issued for the projects in:

- (a) Section 2 of this act shall be made from the fish and game fund.
- (b) Section 3 of this act shall be made from the highway fund.

8 Powers of Governor and Council. The governor and council are hereby authorized and empowered:

I. To cooperate with and enter into such agreements with the federal government, or any agency thereof, as they may deem advisable, to secure federal funds for the purposes hereof.

II. To accept any federal funds which are, or become available for any project under sections 1, 2, 3, and 11 beyond the estimated amounts. The net appropriation of state funds for any project for which such additional federal funds are accepted shall be reduced by the amount of such additional funds, and for projects under sections 1, 2, and 3 the amount of bonding authorized by section 6 shall be reduced by the same amount.

9 Transfers. The individual project appropriations provided in sections 1, 2, 3, and 11 of this act shall not be transferred or expended for any other purposes; provided that if there is a balance remaining after an individual project is completed and accepted, said balance or any part thereof may be transferred by governor and council, to any other individual project or projects within the same section and from the same funding source, provided that prior approval of the capital budget overview committee is obtained.

10 Reduction of Appropriation and Bonding Authority. If the net appropriation of state funds for any project provided for by sections 1, 2, 3, and 11 is determined on the basis of an estimate of anticipated federal, local, or other funds, and if the amount of such funds actually received or available is less than said estimate, then the total authorized cost for such projects and the net appropriation of state funds thereof shall be reduced by the same proportion as the proportion by which federal, local, or other funds are reduced. The amount of bonding authorized by section 6 shall be reduced by the amount that the appropriation in sections 1, 2, and 3 of state funds is reduced pursuant to this section.

11 Capital Appropriation; Department of Health and Human Services; New Architecturally Secure Facility for Committed and Detained Juveniles.

I. The sum of \$30,264,597 is hereby appropriated to the department of health and human services for the purpose of the construction of a new architecturally secure facility for committed and detained juveniles on the grounds of the youth development center.

II. The source of funds for the project shall be as follows:

(a) \$10,925,000 in federal funds from the Violent Offender Incarceration/ Truth-in-Sentencing (VOI/TIS) grant program; and

(b) \$19,339,597 from the proceeds from bonds issued pursuant to section 12.

III. The remainder of the funding for this project is provided by the \$2,475,000 balance of the \$13,400,000 federal funds from the VOI/TIS grant program, which amount was previously accepted by the department and is budgeted in PAU 05, 01, 14, 06, 01 of the 2004 – 2005 operating budget, and \$260,000 from an original \$1,000,000 capital appropriation authorized for use by the department as state match for the VOI/TIS grant by the long range capital planning and utilization committee, as provided in 1997, 349:1, XVI, D as amended by 1998, 372:3 and 1999, 226:15; and as extended by 1999, 226:32, XXXVIII and 2001, 202:28, LXII.

IV. The department shall submit the programs and design development drawings which include cost estimates, design criteria, and square footage requirements for the project to the capital budget overview committee as soon as possible on or after the effective date of this act.

V. The appropriations in this section shall not lapse until July 1, 2007.

VI. The co-generation phase of the project may be executed through the design build method of contracting.

12 Bonds Issued; Department of Health and Human Services; New Architecturally Secure Facility for Committed and Detained Juveniles.

I. To provide funds for the appropriation made in section 11, the state treasurer is hereby authorized to borrow upon the credit of the state not exceeding the sum of \$19,339,597 and for said purpose may issue bonds and notes in the name of and on behalf of the state of New Hampshire in accordance with RSA 6-A; provided the cumulative bonds or notes shall not be issued in excess of:

(a) \$9,339,597 in the biennium ending June 30, 2005.

(b) \$19,339,597 in the biennium ending June 30, 2007.

II. Payments of principal and interest on the bonds and notes authorized in paragraph I shall be made from the general fund of the state.

13 Purpose Amended; Appropriation Reduced; YDC New Facility Design. Amend 1997, 349:1, XVI, D as amended by 1998, 372:3 and 1999, 226:15, and as extended by 1999, 226:32, XXXVIII and 2001, 202:28, LXII, to read as follows:

D. Construction and Renovations – YDC, *New Facility Design*
~~[\$1,000,000]~~ **\$260,000**

14 Capital Budget; 1997 Total Adjusted. Amend 1997, 349:8 as amended by 1999, 226:25 to read as follows:

349:8 Bonds Authorized. To provide funds for the total of the appropriations of state funds made in sections 1, 2, 3, and 4 of this act, the state treasurer is hereby authorized to borrow upon the credit of the state not exceeding the sum of ~~[\$68,178,937]~~ **\$67,438,937** and for said purposes may issue bonds and notes in the name of and on behalf of the state of New Hampshire in accordance with the provisions of RSA 6-A.

15 Capital Budget; 1997 Section 1 Total Adjusted. Amend 1997, 349:1, total state appropriation section 1, as amended by 1999, 226:28, to read as follows:

Total state appropriation section 1 ~~[\$52,318,937]~~ **\$51,578,937**

16 Capital Appropriation Reduced; Totals Adjusted. Amend 1999, 226:1, XV, D, as extended by 2001, 202:28, LXI, and the total state appropriation paragraph XV and the total state appropriation section 1, to read as follows:

D. Phase I – preparation for
 agency networking * ~~[225,000]~~ **217,128**

Total state appropriation
 paragraph XV ~~[\$ 707,000]~~ **\$699,128**

Total state appropriation section 1 ~~[\$ 41,311,314]~~ **\$41,303,442**

17 Purposes Amended; Appropriations Reduced. Amend 2001, 202:1, XV, A and B to read as follows:

A. King Cottage Renovations -
 Const. YDS ~~[\$415,000]~~ **\$23,275**

B. ADA Compliance and Sprinkler/
 Fire Detection - Const. ~~[500,000]~~ **0**

18 Total Adjusted. Amend 1999, 226:8 and amended by 2000, 132:4 to read as follows:

226:8 Bonds Authorized. To provide funds for the total of the appropriations of state funds made in sections 1, 2, 3, and 4 of this act, the state treasurer is hereby authorized to borrow upon the credit of the state not exceeding the sum of ~~[\$60,025,314]~~ **\$60,479,567** and for said purposes may issue bonds and notes in the name of and on behalf of the state of New Hampshire in accordance with the provisions of RSA 6-A.

19 Total State Appropriation Adjusted.. Amend the total state appropriation section 1 of 2001, 202:1, as amended by 2002, 26:11 and 2002, 244:3, to read as follows:

Total state appropriation section 1 ~~[\$55,021,200]~~ **\$54,129,475**

20 Total Adjusted; Bonds Authorized. Amend 2001, 202:8, I, as amended by 2002, 26:12 and 2002, 244:4, to read as follows:

I. To provide funds for the total of the appropriations of state funds made in sections 1, 3, and 4 of this act, the state treasurer is hereby authorized to borrow upon the credit of the state not exceeding the sum of ~~[\$73,101,700]~~ **\$72,209,975** and for said purposes may issue bonds and notes in the names and on behalf of the state of New Hampshire in accordance with the provisions of RSA 6-A.

21 Walker Building; Payment of Bonds and Notes. Amend 2000, 283:2, II to read as follows:

II. To provide funds for the appropriation made in paragraph I, the state treasurer is hereby authorized to borrow upon the credit of the state not exceeding the sum of \$12,600,000 and for said purpose may issue bonds and notes in the name of and on behalf of the state of New Hampshire in accordance with RSA 6-A. ~~[Payments of principal and interest on the bonds and notes shall be made from rents to be paid by non-general fund agencies occupying the Walker building. The bonds shall be 20-year bonds.]~~ ***The payment of principal and interest on the bonds and notes under this paragraph shall be a direct charge against the rents paid by state agencies occupying the Walker building to the extent available. To the extent that rents are insufficient for the payment of principal and interest, the remaining payment shall be a charge against general funds of the state.***

22 Appropriation for Walker Building Operation. The sum of \$165,000 is hereby appropriated to the department of administrative services for the fiscal year ending June 30, 2004 for the purpose of the operation of the Walker building facilities while state agencies are relocating to the Walker building from leased space. The governor is authorized to draw a warrant for said sum out of any money in the treasury not otherwise appropriated.

23 Capital Appropriation Increased. Amend 2001, 202:16 to read as follows:

202:16 Appropriation; Payment of Bonds and Notes; Department of Regional Community-Technical Colleges; Addition to Student Center; Concord.

I. The sum of ~~[\$1,500,000]~~ **\$2,300,000** is appropriated to the department of regional community-technical colleges for the purpose of the construction of an addition to the Dr. Goldie Crocker Wellness Center on the Concord campus.

II. To provide funds for the appropriation made in paragraph I the state treasurer is hereby authorized to borrow upon the credit of the state not exceeding the sum of ~~[\$1,500,000]~~ **\$2,300,000** and for said purpose may issue bonds and notes in the name of and on behalf of the state of New Hampshire in accordance with RSA 6-A. Payments of principal and interest on the bonds and notes shall be made from the technical institute private fund.

24 Appropriation; Payment of Bonds and Notes; Department of Regional Community-Technical Colleges; Student Residence Hall; Berlin.

I. The sum of \$1,600,000 is appropriated to the department of regional community-technical colleges for the purpose of the construction of a student residence hall on the Berlin campus.

II. To provide funds for the appropriation made in paragraph I the state treasurer is hereby authorized to borrow upon the credit of the state not exceeding the sum of \$1,600,000 and for said purpose may issue bonds and notes in the name of and on behalf of the state of New Hampshire in accordance with RSA 6-A. Payments of principal and interest on the bonds and notes shall be made from the student residence fees.

25 Purpose Amended; Adjutant General. Amend 2001, 202:1, I, B to read as follows:

B. Reroofing Plymouth and Franklin Armories, *and*
Armory Renovations Statewide 410,000

26 Purpose Amended; State Rail Lines; Department of Transportation. Amend 2001, 202:1, XIII, B as amended by 2002, 26:9 to read as follows:

B. Repair State Rail Lines *and Design*
Lowell to Nashua
Commuter Rail [600,000] 1,500,000
 Less Federal [~~300,000~~] ~~-1,200,000~~
 Net state appropriation subparagraph B 300,000

27 Purpose Amended; 1991 Appropriation; Port Authority. Amend 1991, 351:5, as amended by 1992, 260:20, 1994, 204:1, 2000, 15:1 and 2000, 292:10 to read as follows:

351:5 Appropriation; Port Authority. The expansion of the Port of Portsmouth funded in this section shall include an 11-acre expansion of the north yard of the port, the construction of a 750-foot pier, dredging projects including associated mitigation to maintain channels and harbor, a hydrodynamic study of Hampton and Seabrook, renovation of any commercial fish piers that may be transferred to the port authority, and the rip-rap project on River Street in Seabrook. The sums hereinafter detailed are hereby appropriated for the project specified:

A. Port of Portsmouth Expansion \$18,300,000
 Total state appropriation section 5 \$18,300,000

(The funds appropriated in subparagraph A for the Port of Portsmouth expansion shall not be expended, encumbered, or obligated in any way unless an action plan, which shall include construction documents, prepared by the New Hampshire Port Authority shall be approved by the capital budget overview committee, the fiscal committee, and the governor and council. \$1,500,000 of the total amount appropriated herein is hereby released for the purpose of final design and bid documents. \$1,800,000 of the total amount appropriated is designated for wetland mitigation. \$400,000 of the total amount appropriated is designated for the Hampton-Seabrook hydrodynamic study. The remaining \$14,600,000 is designated for construction, renovation, and dredging projects including associated mitigation. This appropriation shall be nonlapsing until the project is completed. The New Hampshire Port Authority shall not encumber, obligate, or expend any funds from this appropriation for renovation or dredging projects without the prior approval of the capital budget overview committee. The total amount that may be expended for renovation and dredging projects including associated mitigation shall not exceed a total of \$1,000,000. *In addition, for the biennium beginning July 1, 2003, the sum of \$1,000,000 shall be expended for the dredging of Hampton – Seabrook harbor, provided that the Army Corps of Engineers takes responsibility for completion and funding of future harbor dredging projects.*)

28 Purpose Amended; Pease Development Authority; Ports and Harbors. Amend 1999, 226:1, XI, A to read as follows:

A. Building improvements; ***Design, Engineering, and Permitting for Relocation of Office and Scale House*** \$ 320,000

29 Capital Appropriation Increased; Conway Rest Area. Amend 1999, 226:4, I, F to read as follows:

F. Conway rest area [500,000] **962,125**

30 Totals Adjusted; 1999 Capital Budget. Amend 1999, 226:4, I total state appropriation paragraph I to read as follows:

Total state appropriation paragraph I [~~\$7,625,000~~] **\$ 8,087,125**

31 Totals Adjusted; 1999 Capital Budget. Amend 1999, 226:4, total state appropriation section 4 to read as follows:

Total state appropriation section 4 [~~\$8,819,000~~] **\$9,281,125**

32 Appropriation Purpose Amended. Amend 2001:202:1, IX, A to read as follows:

A. Patient Res. ADA & Fire Sys/Transitional Housing – State Office Park South ***and Burbank Replacement*** \$433,750

33 Contingency; HB 663; Enterprise Resource Planning. If HB 663-FN-A-LOCAL, relative to county and state funding of long-term care medic-aid programs and relative to transferring state information technology management to the governor's office of information technology, of the 2003 regular legislative session does not become law, then funds appropriated in paragraph II, C, 2 of section 1 of this act and paragraph III, 1 of section 3 of this act for enterprise resource planning shall not be made available, transferred, or appropriated by this act.

34 Lapse Dates Extended to June 30, 2005. The following appropriations are hereby extended to June 30, 2005:

I. The appropriation made to the adjutant general in 1999, 226:1, I, C, as extended by 2001, 202:28, XLVII, for renovation of state armories.

II. The appropriation made to the adjutant general in 2001, 202:1, I, A, as amended by 2002, 239:5, for armory renovations - statewide.

III. The appropriation made to the adjutant general in 2001, 202:1, I, B, as amended by section 21 of this act, for reroofing Plymouth and Franklin armories and armory renovations - statewide.

IV. The appropriation made to the adjutant general in 2001, 202:1, I, C, for army aviation support facility construction – Concord.

V. The appropriation made to the department of administrative services in 2000, 283:2, as extended by 2001, 202:28, X, for renovation to the Walker building.

VI. The appropriation made to the department of administrative services in 1997, 349:1, II, A, 12, as extended by 1999, 226:32, XXII and 2001, 202:28, XII for emergency repairs, contingency fund.

VII. The appropriation made to the department of administrative services in 1997, 349:1, II, A, 13, as extended by 1999, 226:32, XXIII and 2001, 202:28, XIII for the life safety, renovations – health and human services building.

VIII. The appropriation made to the department of administrative services, in 2001, 202:1, II, A, 1, for state laboratory – complete HVAC repairs.

IX. The appropriation made to the department of administrative services, in 2001, 202:1, II, A, 2, for E-911 install ventilation unit.

X. The appropriation made to the department of administrative services, in 2001, 202:1, II, A, 6, for state house annex – upgrade elevators.

XI. The appropriation made to the department of administrative services, in 2001, 202:1, II, A, 7, for 6 Hazen drive – replace state laboratory roof.

XII. The appropriation made to the department of administrative services, in 2001, 202:1, II, A, 8, for state house – upgrade elevators.

XIII. The appropriation made to the department of administrative services, in 2001, 202:1, II, A, 9, for state house – repoint exterior granite and caulk windows.

XIV. The appropriation made to the department of administrative services, in 2001, 202:1, II, A, 11, for state house annex – mailroom lift.

XV. The appropriation made to the department of administrative services, in 2001, 202:1, II, A, 13 for Storrs street garage – parking garage repairs.

XVI. The appropriation made to the department of administrative services, in 2001, 202:1, II, B, 1, for Carroll county courthouse construction.

XVII. The appropriation made to the department of administrative services, in 2001, 202:1, II, B, 2, for roof – Nashua district court.

XVIII. The appropriation made to the department of administrative services, in 2001, 130:14, I, for information technology projects.

XIX. The appropriation made to the department of administrative services, in 1999, 226:1, II, A, 2, as extended by 2001, 202:28, VIII, for state lab electrical wiring/panel replacement.

XX. The appropriation made to the department of administrative services, in 1999, 226:1, II, A, 8, as extended by 2001, 202:28, XIV, for executive/legislative budget system.

XXI. The appropriation made to the community-technical college system in 1999, 226:1, IV, C, as extended by 2001, 202:28, XLVIII, for maintenance/critical repairs.

XXII. The appropriation made to the community-technical college system in 2001, 202:1, IV, A, for system maintenance – statewide.

XXIII. The appropriation made to the community technical college system in 2001, 202:1, IV, C, for new academic building design – Laconia.

XXIV. The appropriation made to the community-technical college system in 2001, 202:1, IV, D, mezzanine instruction renovation – Manchester.

XXV. The appropriation made to the community-technical college system in 2001, 202:1, IV, E, for computer system upgrades.

XXVI. The appropriation made to the community-technical college system in 2001, 202:1, IV, F, for mobile equipment center design/child care – Berlin.

XXVII. The appropriation made to the community-technical college system in 2001, 202:1, IV G, for student residence – Berlin design.

XXVIII. The appropriation made to the community-technical college system in 2001, 202:16, I, as amended by section 23 of this act, for addition to student center – Concord.

XXIX. The appropriation made to the community-technical college system in 2001, 202:1, IV, H, Christa McAuliffe Planetarium-Alan B. Shepard memorial wing.

XXX. The appropriation made to the community-technical college system in 2001, 130:14, VI, for information technology project.

XXXI. The appropriation made to the community-technical college system in 2001, 158:73, for Claremont computer system upgrades.

XXXII. The appropriation made to the department of environmental services in 1989, 367:1, IV, A, 1, as extended by 1991, 351:27, II (g),

1992, 149:2, I, 1993, 359:20, I, 1995, 309:33, I, and 2001, 202:28, LI, for upgrading state-owned flood retardation structures at small watershed program sites.

XXXIII. The appropriation made to the department of environmental services in 1995, 309:1, VI, C, as extended by 1997, 349:34, XXI and 2001, 202:28, LII, for the superfund program.

XXXIV. The appropriation made to the department of environmental services in 1997, 349:1, VI, A, as extended by 1999, 226:32, XXIX, and 2001, 202:28, LIV, for the wastewater state revolving fund match.

XXXV. The appropriation made to the department of environmental services in 1997, 349:1, VI, B, as extended by 1999, 226:32, XXX, and 2001, 202:28, LV, for the drinking water state revolving fund match.

XXXVI. The appropriation made to the department of environmental services in 1999, 226:1, VII, A, as extended by 2001, 202:28, LVII, for the drinking water state revolving match.

XXXVII. The appropriation made to the department of environmental services in 1999, 226:1, VII, B, as extended by 2001, 202:28, LVIII, for the wastewater state revolving fund match.

XXXVIII. The appropriation made to the department of environmental services in 1999, 226:1, VII, C, as extended by 2001, 202:28, LIX, for the hazardous waste superfund match.

XXXIX. The appropriation made to the department of environmental services in 1999, 226:1, VII, D, as extended by 2001, 202:28, L, for the storage building for emergency response equipment.

XL. The appropriation made to the department of environmental services in 2001, 202:1, VIII, A, for the drinking water state revolving fund matching funds.

XLI. The appropriation made to the department of environmental services in 2001, 202:1, VIII, B, for the wastewater state revolving fund matching funds.

XLII. The appropriation made to the department of environmental services in 2001, 130:14, III for information technology projects.

XLIII. The appropriation made to the fish and game department in 2001, 202:3, A, for statewide fish hatchery capital improvement study.

XLIV. The appropriation made to the fish and game department in 1999, 226:3, A, as extended by 2001, 202:28, LXIII, for broodfish facility – Milford.

XLV. The appropriation made to the fish and game department in 1999, 226:3, B, as extended by 2001, 202:28, LXIV, for repair and replace fish rearing containers.

XLVI. The appropriation made to the fish and game department in 1999, 226:3, C, as extended by 2001, 202:28, LXV for water line repair/replacement.

XLVII. The appropriation made to the fish and game department in 1999, 226:3, E, as extended by 2001, 202:28, LXVI, and as amended by 2002, 133:2, for Barry conservation camp building replacement.

XLVIII. The appropriation made to the fish and game department in 1995, 309:3, A and B, as extended by 1997, 349:34, XXXV, 1999, 226:32, XLIV, and 2001, 202:28, LXVIII, for roof repairs and concrete repair/replacement – hatcheries.

XLIX. The appropriation made to the department of health and human services in 1995, 309:1, VII, B, I, as extended by 1997, 349:34, XXIII, 1999, 226:32 XI, and 2001, 202:28, XL, for RSA 171-B, for mentally retarded criminal offenders.

L. The appropriation made to the department of health and human services in 1999, 226:1, VIII, A, as extended by 2001, 202:28, XLII, for laboratory safety improvements.

LI. The appropriation made to the department of health and human services in 1999, 226:1, VIII, F, as extended by 2001, 202:28, XLIII, for Laconia developmental services campus-designated receiving facility renovations-developmental services.

LII. The appropriation made to the department of health and human services in 1999, 226:1, VIII, H, as extended by 2001, 202:28, XLIV, for information technology.

LIII. The appropriation made to the department of health and human services in 2001, 202:1, IX, A, as amended by section 30 of this act, for patient residence, ADA and fire system/ transitional housing and Burbank replacement.

LIV. The appropriation made to the department of health and human services in 2001, 202:1, IX, B, for asbestos abatement – state office park south.

LV. The appropriation made to the department of health and human services in 2001, 202:1, IX, E, as amended by 2002, 244:2, for Laconia MR offenders new building.

LVI. The appropriation made to the department of health and human services in 2001, 202:1, IX, F, patient care network.

LVII. The appropriation made to the department of health and human services in 2001, 202:1, IX, G, for laboratory information tracking system.

LVIII. The appropriation made to the department of health and human services in 2001, 202:1, IX, H, for bridges enhancement.

LIX. The appropriation made to the department of health and human services in 2001, 202:1, IX, I, for DFA new heights enhancements.

LX. The appropriation made to the department of health and human services in 2001, 202:1, IX, J, for public health laboratories replacement equipment.

LXI. The appropriation made to the department of health and human services in 2001, 130:14, IV, for information technology projects.

LXII. The appropriation made to the department of youth development services in 1997, 349:1, XVI, D, as amended by 1997, 351:68, 1998, 372:2, 3, 1999, 226:15, and section 13 of this act, as extended by 1999, 226:32, XXXVIII and 2001, 202:28, LXII, for construction and renovations – YDC new facility design.

LXIII. The appropriation made to the department of youth development services in 1999, 226:1, XV, D, as amended by section 16 of this act, and as extended by 2001, 202:28, LXI, for phase I preparation for agency networking.

LXIV. The appropriation made to the youth development services in 2001, 202:1, XV, A, as amended by section 17 of this act, for King cottage renovations – construction – YDS.

LXV. The appropriation made to the youth development services in 2001, 202:1, XV, B, as amended by section 17 of this act, for ADA compliance and sprinkler/fire detection – construction.

LXVI. The appropriation made to the judicial branch in 2001, 130:14, VII, for information technology projects.

LXVII. The appropriation made to the supreme court in 2001, 202:1, XII, A, for computer system upgrade.

LXVIII. The appropriation made to the liquor commission in 2001, 202:1, X, A, for renovation store #38 and parking lot – Portsmouth.

LXIX. The appropriation made to the liquor commission in 2001, 202:1, X, B, for renovation store #34 – Salem and new HVAC.

LXX. The appropriation made to the department of resources and economic development in 1999, 226:1, XII, A, C, D, E, as extended by 2001, 202:28, V, for ADA compliance for parks facilities, new toilet facilities–Hampton, septic gray water system–Mount Washington, and install power–Crawford Notch.

LXXI. The appropriation made to the department of resources and economic development in 2001, 202:1, XI, B, for exterior repairs, roofing – statewide.

LXXII. The appropriation made to the department of resources and economic development in 2001, 202:1, XI, C, for road repairs/parking lot maintenance - statewide.

LXXIII. The appropriation made to department of safety in 1999, 226:4, II, B, as extended by 2001, 202:28, XXVII, for paving and roofing at troop/stations.

LXXIV. The appropriation made to the department of safety in 2001, 202:4, I, B, for radio system – county tie-in.

LXXV. The appropriation made to the department of transportation in 1993, 359:1, XII, A, 1, as extended by 1994, 171:1, 1996, 215:3, III, 1997, 349:34, X, 1999, 226:32, IV, and 2001, 202:28, XXIX, for land acquisition for navigation beacons.

LXXVI. The appropriation made to the department of transportation in 1999, 226:1, XIII, C, as extended by 2001, 202:28, XXXIII, for acquisition for railroad and airport properties.

LXXVII. The appropriation made to the department of transportation in 1999, 226:4, I, F, as extended by 2001, 202:28, XXXVI, and as amended by section 29 of this act, for Conway rest area.

LXXVIII. The appropriation made to the department of transportation in 2001, 202:1, XIII, B, as amended by 2002, 26:9 and section 26 of this act, for repair state rail lines and design Lowell to Nashua commuter rail.

LXXVIX. The appropriation made to the department of transportation in 2001, 202:1, XIII, C, ADA compliance projects – state parks, Hayes building restrooms, New Hampshire hospital.

LXXX. The appropriation made to the department of transportation in 2001, 202:1, XIII, D, for public transit bus replacement.

LXXXI. The appropriation made to the department of transportation in 2001, 202:4, II, C, for replacement of shop cranes – mechanical services - statewide.

LXXXII. The appropriation made to the department of transportation in 2001, 202:4, II, D, as amended by 2002, 106:1, for new garage and testing lab facility.

LXXXIII. The appropriation made to the New Hampshire veterans home in 2001, 202:1, XIV, B, for parker tubs.

LXXXIV. The appropriation made to the department of education in 2001, 202:1, VII, A for education statistics system.

LXXXV. The appropriation made to the department of education in 2001, 202:1, VII, B for grants management.

LXXXVI. The appropriation made to the department of education in 2001, 202:1, VII, C for vocational rehabilitation case management system.

LXXXVII. The appropriation made to the department of education in 2001, 202:1, VII, D for career development system.

LXXXVIII. The appropriation made to the department of education in 2001, 202:1, VII, E for regional vocational center instruction – Keene.

LXXXIX. The appropriation made to the department of education in 2001, 202:1, VII, F for regional vocational center – Nashua.

XC. The appropriation made to the department of education in 2001, 130:14, II for information technology projects.

XCI. The appropriation made to the department of education in 1999, 226:1, VI, A for computer applications expansion replacement.

XCII. The appropriation made to the department of revenue administration in 2001, 130:14, IX, for information technology projects.

XCIII. The appropriation made to the New Hampshire port authority in 1999, 226:1, XI, A, as amended by section 28 of this act, for building improvements and design, engineering, and permitting for relocation of office and scale house.

XCIV. The appropriation made to the department of cultural resources in 2001, 202:1, VI, A for statewide union catalog hardware.

XCV. The appropriation made to the department of cultural resources in 2001, 130:14, VIII for information technology projects.

35 Effective Date.

I. Section 34 of this act shall take effect June 30, 2003.

II. The remainder of this act shall take effect July 1, 2003.

The signatures below attest to the authenticity of this Report on HB 25-FN-A, an act making appropriations for capital improvements.

*Conferees on the Part
of the Senate*

Sen. Clegg, Dist. 14

Sen. Morse, Dist. 22

Sen. D'Allesandro, Dist. 20

*Conferees on the Part
of the House*

Rep. E. Smith, Ches. 26

Rep. Leber, Merr. 35

Rep. Rausch, Rock. 77

Rep. Dodge, Rock. 80

Rep. C. Bouchard, Merr. 39

Senator Clegg moved adoption.

SENATOR BARNES: I just want to clarify something with the Chairman of the Committee. Senator Clegg, can you explain something to the body how the veteran's cemetery is being handled, please?

SENATOR CLEGG: The veteran's cemetery. The veteran's home came in and talked about all of their needs and decided that they could get a bigger federal match if we didn't itemize sections, so they grouped them all together, which got, I believe, approximately \$300,000 in federal money. Of that additional \$300,000, they told us that they would use \$25,000 to use a truck and a sander to take care of the veteran's cemetery. Senator Barnes and myself will be there at the first snowstorm, making sure that they hold to their promise.

SENATOR BARNES: Thank you very much Senator. Which one do you want, which shovel, the big one or the little one?

SENATOR CLEGG: I will take the big one.

SENATOR BARNES: Okay.

SENATOR LARSEN: I am sorry. I just have to rise to say that although I did not serve on the Capital Budget, so often most of the capital budget is part of Concord and affects Concord. In fact, there are some very worthwhile parts to it. Certainly the work at the Armory is much needed. The money for the state parking garage is a design study and a site study, and I will be trying to work on that but, certainly the location of the state parking garage has always been an issue for both the city of Concord, its residents and its residential area, and I hope that the siting

of that parking garage will be a mutually beneficial discussion between the city of Concord and the legislature. There are locations, in fact, that are better for Concord residents than others. Certainly the city wants to work with them on that. The money for the Christa McAuliffe Planetarium is wonderful that that money is in fact in the capital budget. Those are some of the highlights, certainly throughout the capital budget we see money for the continued work at the State Hospital campus. Some of those plans as much as the state can do to work cooperatively with the city of Concord, it is a valuable and worthwhile endeavor that results in the state being a good neighbor, as Concord tries to be a good neighbor to the state. So I appreciate this work and rise to support the capital budget.

SENATOR D'ALLESANDRO: Thank you Mr. President. I rise in support of the capital budget and compliment Senators Clegg and Morse who really did an outstanding job of putting this together. I want to make one note: that in this capital budget, we looked at the community technical colleges because we understand the great need that is being manifested there in terms of physical plans. A great deal of time and effort were spent adjusting this budget to address the needs of the community technical colleges, and hopefully what they will bring forward in the next biennium, is a six-year plan, similar to that of the university system, which will allow for a comprehensive and, I think, phase-in plan, so that we have a unified system, and we are addressing the needs that manifest themselves at the time and not doing it as a piece-meal basis. So if anything came out of this capital budget, it was the idea that that system should come into us and look for appropriations, for needs across the board. Thank you Mr. President.

SENATOR GATSAS: Senator Clegg, I think a few minutes ago we were talking about a leveraging fund. In this capital budget, again, the state of New Hampshire is leveraging funds for federal funds. Can you tell me, with the project, new facility design of the YDC in Manchester, approximately how many federal fund dollars that we will be receiving, page seven, for the \$14 million that the state is putting in? I believe it is, correct me...if my memory serves me right, that the federal government will be serving \$17 million?

SENATOR CLEGG: That is right Senator. It has always been my belief that until we get 95 percent of the money that we send down to Washington back up here, we haven't gotten our share.

SENATOR GATSAS: Thank you.

Adopted.

In recess.

Out of recess.

June 18, 2003
2003-2254-CofC
04/09

Committee of Conference Report on HB 608-FN-LOCAL, an act reducing the education property tax rate and relative to the calculation of adequate education grants.

Recommendation:

That the House recede from its position of nonconcurrency with the Senate amendment, and

That the Senate recede from its position in adopting its amendment to the bill, and

That the Senate and House adopt the following new amendment to the bill as amended by the House, and pass the bill as so amended:

Amend the bill by replacing all after the enacting clause with the following:

1 Statement of Purpose; Legislative Findings.

I. The general court recognizes the inherent imprecision and subjectivity involved in determining the cost of providing the opportunity for an adequate education. In the exercise of its constitutional authority and discretion, to provide the opportunity for pupils to obtain an adequate education, the general court has adopted an average costing methodology. The general court recognizes that this costing methodology may produce spending pressures and results that may not accurately reflect the cost of continuing to provide adequate educational opportunity over time. As a result, the general court finds that changing the base cost per pupil by reference to the consumer price index is the most appropriate way to calculate changes in the cost of an adequate education.

II. The general court further finds that the local portion of the cost of education is primarily funded through a local tax on property. Resident homeowners use personal income to pay their property tax bills. In municipalities that have less industry, and fewer rental properties or vacation homes, resident homeowners bear most of the burden in paying the local property tax. Targeted education grants will assist those municipalities that have less other property and less income in relation to home values in providing additional education services.

2 Education Property Tax; Fiscal Year 2004 Rate Reduced. Amend RSA 76:3 to read as follows:

76:3 Education Property Tax. An annual education property tax at the uniform rate of [~~\$5.80~~] **\$4.92** on each \$1000 of the value of taxable property is hereby imposed on all persons and property taxable pursuant to RSA 72 and RSA 73, except property subject to tax under RSA 82 and RSA 83-F.

3 New Subparagraph; School Money; Definitions. Amend RSA 198:38, VII by inserting after subparagraph (d) the following new subparagraph:

(e) Each pupil who is home educated pursuant to a program approved under RSA 193-A shall be added as follows:

(1) 0.1 for each home educated pupil participating in a public school activity; and

(2) An additional 0.15 for each academic course taken in a public school, provided that no co-curricular activity, as defined by the department of education, shall count as an academic course under this subparagraph.

4 Consumer Price Index Adjustments to the Base Cost Per Pupil Calculation. For the 2004 fiscal year, the base cost per pupil shall be adjusted by the average annual percentage rate of inflation for the 4 immediately preceding calendar years.

5 School Money; Determination of Per Pupil Adequate Education Cost and Adequate Education Grant. Amend RSA 198:40, III to read as follows:

III. For the 2004 fiscal year, the statewide cost of an adequate education for all pupils shall be calculated by multiplying the average base per pupil cost of an adequate education by the statewide weighted average daily membership in residence of pupils and then adding [~~70~~] **100** percent of [~~total statewide~~] transportation costs **as defined in RSA 198:38, XI**.

6 School Money; State Aid for Educational Adequacy. Amend RSA 198:38, XI to read as follows:

XI. "Transportation costs" means the ~~[costs]~~ **cost** of transporting pupils ***in kindergarten through grade 8, except for educationally disabled children as defined in RSA 186-C:2, I,*** to and from school ~~[and other school activities]~~ **as** reported by school districts on the ~~[MS-25]~~ **DOE-25** form.

7 School Money; Determination of Adequate Education Grants. Amend RSA 198:41, I(b) to read as follows:

(b) Add to the product of subparagraph (a), ~~[70]~~ **100** percent of the municipality's apportioned transportation ~~[cost]~~ **costs as defined in RSA 198:38, XI;**

8 New Section; Targeted Education Grants. Amend RSA 198 by inserting after section 45 the following new section:

198:45-a Targeted Education Grants.

I. In this section:

(a) "Median family income" and "median home value" shall be as defined in the most recent census data published for New Hampshire counties and municipalities by the United States Census Bureau, United States Department of Commerce. County values shall be used for unincorporated places not reported in the census data.

(b) "Total equalized valuation" shall mean the most recent available total equalized valuation, including utilities and railroads, as determined by the department of revenue administration.

(c) "Adjustment percentage" shall mean the percentage which will result in a total targeted education grant distribution in a fiscal year that will match, as nearly as possible without exceeding, the appropriation in such fiscal year for targeted education grants.

II. The department of education shall annually calculate each municipality's targeted education grant as set forth in this paragraph.

(a) The department of education shall calculate the statewide average per pupil target amount as follows:

(1) Multiply the statewide median family income by 0.5 percent; and

(2) Divide the product by the statewide median home value; and

(3) Multiply the result by the statewide total equalized valuation and divide the product by the statewide average daily membership in residence. The result shall be the statewide average per pupil target amount.

(4) Multiply the statewide average per pupil targeted amount by 2 and multiply the result by the adjustment percentage.

(b) The department of education shall calculate the local valuation per pupil as follows:

(1) Multiply the average median family income in the municipality by 0.5 percent; and

(2) Divide the product by the median home value in the municipality; and

(3) Multiply the result by the total equalized valuation in the municipality and divide the product by the average daily membership in residence in the municipality. The result shall be the local per pupil amount.

(c) Subtract the amount obtained in subparagraph (b) from the amount obtained in subparagraph (a) and multiply the difference by the adjustment percentage. The result, if greater than zero, shall be multiplied by the average daily membership in residence in the municipality and shall be distributed to the municipality as a targeted education grant.

III. The sum of \$10,000,000 for the 2004 fiscal year, shall be appropriated to the education trust fund established in RSA 198:39 for the purpose of providing targeted education grants to school districts. The governor is authorized to draw a warrant for said sums out of any money in the treasury not otherwise appropriated.

IV. Targeted education grants made under this section shall be distributed in accordance with RSA 198:42.

9 School Boards, Teachers; Definitions Amended. RSA 189:1-d is repealed and reenacted to read as follows:

189:1-d Definitions. In this chapter:

I. "Attendance" means full-time participation in a program of instruction under the direction of a teacher employed by the school district. Educationally disabled home educated pupils educated at school district expense under the direction of a teacher employed by the school district shall be included.

II. "Membership" means pupils of whom attendance is expected, whether a pupil is present or absent on any given day.

III. "Average daily membership in attendance" means the aggregate half-day membership of pupils attending schools operated by a school district divided by the number of half-days of instruction offered. The average daily membership in attendance for preschool and kindergarten pupils shall be divided by the number of instructional days offered to higher level elementary grades.

IV. "Average daily membership in residence" means the average daily membership in attendance of pupils who are legal residents of the school district pursuant to RSA 193:12 or RSA 193:27, IV and are attending any public school, or who are attending any charter school or private school program approved by the department of education at the expense of the school district.

10 Purpose Statement.

I. Previously, state funding of education has relied primarily on a formula establishing a base cost per pupil, which was then distributed to school districts based on the number of pupils. The general court is adopting an alternative approach in order to account for the diversity of communities present in our state. The general court is the branch of government that is closest to the people, and the branch of government that most clearly understands the specific local factors that support or hinder local efforts to administer schools. Specifically, the general court finds family income, family educational achievement, the existence of crime, existing educational infrastructure, as well as intangible factors such as social capital, affect the ability of local schools to provide educational opportunity to their students. The general court finds that local property values reflect these factors.

II. Accordingly, in order to ensure that all local school districts provide pupils with an opportunity to acquire an adequate education the general court, in the exercise of its broad discretion, adopts this education funding distribution formula that expressly recognizes the difficulties faced by communities with low property values. Accordingly, the general court has determined that the most equitable method to provide educational opportunity to our children is to target aid to those communities with low property values. The general court has further determined that targeting additional aid to those districts that face challenges related to poverty, the provision of special education services, the need for English as a second language instruction is the most appropriate manner in which to provide educational opportunities.

11 Statewide Enhanced Education Tax. RSA 76:3 is repealed and re-enacted to read as follows:

76:3 Statewide Enhanced Education Tax. An annual statewide enhanced education tax at the uniform rate of \$3.24 on each \$1,000 of the value of taxable property is hereby imposed on all persons and property taxable pursuant to RSA 72 and RSA 73, except property subject to tax under RSA 82 and RSA 83-F.

12 Statewide Enhanced Education Tax. RSA 76:3 is repealed and re-enacted to read as follows:

76:3 Statewide Enhanced Education Tax. Beginning July 1, 2005, and every fiscal year thereafter, the uniform statewide enhanced education tax rate shall be set at a rate which shall raise \$363,677,547 based on the most recent available state equalized valuation, and such rate shall be imposed on all persons and property taxable pursuant to RSA 72 and RSA 73, except property subject to tax under RSA 82 and RSA 83-F. The commissioner of the department of revenue administration shall set the rate which shall be effective for the fiscal year in which the calculation is made.

13 Assessment; Commissioner's Warrant; Commissioner's Report. Amend RSA 76:8 and 76:9 to read as follows:

76:8 Commissioner's Warrant.

I. The commissioner of revenue administration shall annually calculate the proportion of *statewide enhanced* education [property] tax to be raised by each municipality by multiplying the uniform education property tax rate by the total equalized value of all property in the municipality as determined under RSA 21-J:3, XIII for the preceding year, except property taxable under RSA 82 or RSA 83-F.

II. The commissioner shall issue a warrant under the commissioner's hand and official seal for the amount computed in paragraph I to the selectmen or assessors of each municipality by December 15 directing them to assess such sum and pay it to the municipality for the use of the school district or districts and, if there is an excess *statewide enhanced* education tax payment due pursuant to RSA 198:46, directing them to assess the amount of the excess payment and pay it to the department of revenue administration for deposit in the education trust fund. Such sums shall be assessed at such times as may be prescribed for other taxes assessed by such selectmen or assessors of the municipality.

III. Municipalities are authorized to assess local property taxes necessary to fund school district appropriations not funded by the *statewide enhanced* education [property] tax, by distributions from the education trust fund under RSA 198:39, or by other revenue sources.

76:9 Commissioner's Report. The commissioner of revenue administration shall report to the governor, the speaker of the house of representatives, the president of the senate, and the commissioner of education each year on or before October 1, a statement of the *statewide enhanced* education [property] tax warrants to be issued for the tax year commencing April 1 of the succeeding year.

14 Utility Property Tax; Exemption. Amend RSA 83-F:9 to read as follows:

83-F:9 Exemption From [State] *Statewide Enhanced* Education [Property] Tax. Persons and property subject to taxation under this chapter shall not be subject to tax under RSA 76:3; provided, however, that nothing in this chapter shall be construed to exempt such persons or property from local school, municipal, district, or county taxation under RSA 76.

15 School Money; Education Trust Fund. Amend the introductory paragraph of RSA 198:39, I to read as follows:

I. The state treasurer shall establish an education trust fund in the treasury. Moneys in such fund shall not be used for any purpose other than to distribute adequate education grants to municipalities' school districts pursuant to RSA 198:42, and to provide **statewide enhanced** education [~~property~~] tax hardship relief under RSA 198:55. The state treasurer shall deposit into this fund immediately upon receipt:

16 School Money; Education Trust Fund. Amend RSA 198:39, I(g) to read as follows:

(g) The full amount of excess **statewide enhanced** education [~~property~~] tax payments from the department of revenue administration pursuant to RSA 198:46.

17 State Aid for Educational Adequacy; Definitions. RSA 198:38 is repealed and reenacted to read as follows:

198:38 Definitions. In this subdivision:

I. "Municipality" means a city, town, or unincorporated place.

II. "School district" means school district as defined in RSA 194:1 or RSA 195:1.

III. "Elementary school" means a school with any of the grades kindergarten through 8.

IV. "High school" means a school with any of the grades 9 through 12.

V. "Department" means the department of education.

VI. "Educationally disabled child" or "educationally disabled pupil" means an educationally disabled child as defined in RSA 186-C:2, I.

VII. "Average daily membership in attendance" means average daily membership in attendance as defined in RSA 189:1-d, III.

VIII. "Average daily membership in residence" and "resident pupils" mean the average daily membership in residence as defined in RSA 189:1-d, IV, except that no kindergarten pupil shall count as more than 1/2 day attendance per calendar day. Children who are home schooled pursuant to a home education program approved by the department in accordance with RSA 193-A shall not be included in this definition.

IX. "Transportation cost" means the cost of transporting pupils in grades kindergarten through grade 8 to and from school as reported by school districts on the DOE-25 form.

X. "Free or reduced-price meal" means the number of pupils in a school district in grades 1 through 12 who are eligible to receive a free or reduced-priced meal.

XI. "Calculated rate" means the total revenue raised statewide by the local education tax multiplied by 1000, and then divided by the total statewide equalized valuation.

18 State Aid for Educational Adequacy; Local Equalization Aid; Per Pupil Valuation. RSA 198:40 is repealed and reenacted to read as follows:

198:40 Local Equalization Aid. Beginning July 1, 2004, and every fiscal year thereafter, local equalization aid shall be calculated by the department as follows:

I. The total statewide equalized valuation of all municipalities including utilities, as determined by the department of revenue administration, shall be divided by the total statewide average daily membership in residence. The result shall be the statewide average equalized valuation per pupil.

II. The equalized valuation of all property in a municipality including utilities, as determined by the department of revenue administration, shall be divided by the average daily membership in residence in the municipality. The result shall be the local equalized valuation per pupil.

III. Eligibility for local equalization aid under this paragraph shall be determined as follows:

(a) If a municipality's local equalized valuation per pupil as calculated in paragraph II is equal to, or greater than, the statewide average equalized valuation per pupil as calculated in paragraph I, no local equalization aid shall be available.

(b) If a municipality's local equalized valuation per pupil as calculated in paragraph II is less than the statewide average equalized valuation per pupil as calculated in paragraph I, the municipality shall be entitled to receive local equalization aid in an amount equal to the following: subtract the local equalized valuation per pupil as calculated in paragraph II from the statewide average equalized valuation per pupil as calculated in paragraph I. This amount shall be multiplied by the calculated rate, and the product shall be divided by 1,000. The result shall be multiplied by the average daily membership in residence in such municipality and shall be available to a municipality as local equalization aid.

19 New Sections; Targeted Per Pupil Aid; State Enhanced Education Aid. Amend RSA 198 by inserting after section 40 the following new sections:

198:40-a Targeted Per Pupil Aid.

I. A municipality with a local equalized valuation per pupil as calculated in RSA 198:40, II, which is less than or equal to 200 percent of the statewide average equalized valuation per pupil, as calculated in RSA 198:40, I, shall be eligible to receive targeted per pupil aid for such municipality's transportation costs as reported on the DOE-25 form, and for such municipality's educationally disabled pupils, pupils eligible for free or reduced-price meals, and English for speakers of other languages which shall be determined by multiplying the statewide average equalized valuation per pupil, as calculated in RSA 198:40, I, by the calculated rate. The product shall be divided by 1,000 resulting in a per pupil amount which shall be available to a municipality as follows:

(a) The per pupil amount calculated in paragraph I shall be multiplied by the average daily membership in residence of educationally disabled pupils in the municipality. This amount shall be available as targeted aid for educationally disabled pupils in the municipality.

(b)(1) For the 2005 fiscal year, the per pupil amount calculated in paragraph I, less \$300, shall be multiplied by the average daily membership in residence eligible to receive a free or reduced-price meal in grades 1 through 12 in the school district. This amount shall be available as targeted aid for pupils eligible to receive a free or reduced-price meal in the municipality.

(2) For the 2006 fiscal year and every fiscal year thereafter, the per pupil amount calculated in paragraph I shall be multiplied by the average daily membership in residence eligible to receive a free or reduced-price meal in grades 1 through 12 in the school district. This amount shall be available as targeted aid for pupils eligible to receive a free or reduced-price meal in the municipality.

(c) The per pupil amount calculated in paragraph I shall be multiplied by the average daily membership in attendance receiving English for speakers of other languages services in the municipality. This amount shall be available as targeted aid for pupils in the municipality receiving English for speakers of other languages. In this subparagraph "average daily membership in attendance" shall be as defined in RSA 189:1-d, III.

(d) A municipality eligible to receive targeted per pupil aid under this paragraph shall also receive 100 percent of transportation costs in such municipality.

II. A municipality with a local equalized valuation per pupil, as calculated in RSA 198:40, II, which is greater than 200 percent of the statewide average equalized valuation per pupil as calculated in RSA 198:40, I shall not receive targeted per pupil aid under this section.

198:40-b State Enhanced Education Aid. Beginning July 1, 2004, and every fiscal year thereafter, state enhanced education aid shall be calculated by the department as follows:

I. Divide the total statewide equalized valuation of all municipalities excluding utilities, as determined by the department of revenue administration, by the total statewide average daily membership in residence. The result shall be the statewide average equalized valuation per pupil.

II. Divide the equalized valuation of all property in a municipality excluding utilities, as determined by the department of revenue administration, by the average daily membership in residence in the municipality. The result shall be the local equalized valuation per pupil.

III. Eligibility for state enhanced education aid under this paragraph shall be determined as follows:

(a) If a municipality's local equalized valuation per pupil as calculated in paragraph II is greater than or equal to the statewide average equalized valuation per pupil as calculated in paragraph I, no state enhanced aid shall be available.

(b) If a municipality's local equalized valuation per pupil as calculated in paragraph II is less than the statewide average equalized valuation per pupil as calculated in paragraph I, the municipality shall be entitled to receive state enhanced education aid in an amount equal to the following: subtract the local equalized valuation per pupil as calculated in paragraph II from the statewide average equalized valuation per pupil as calculated in paragraph I. This amount shall be multiplied by the statewide enhanced education tax imposed statewide in the fiscal year in which this calculation is made, and the product shall be divided by 1,000. The result shall be multiplied by the average daily membership in residence in such municipality and shall be available to a municipality as state enhanced education aid.

IV.(a) In any fiscal year, if the amount raised by the statewide enhanced education property tax in any municipality, except an unincorporated place or a town with an average daily membership in residence of one or less, exceeds the amount necessary to fund all local education costs, excluding repayment of bond principal and construction costs, as determined in such municipality's duly adopted school district budget, the excess shall be remitted to the department of revenue administration on or before March 15 of the tax year in which the excess occurs.

(b) The amount of such excess to be remitted shall not include any income derived from the investment of funds by the municipal treasurers under RSA 41:29 and RSA 48:16. Any funds remaining after full payment of the excess tax required in paragraph I shall become available for unrestricted use by the municipality.

(c) The commissioner of the department of revenue administration shall collect from the municipality the excess tax and pay the excess tax over to the state treasurer for deposit in the education trust fund established in RSA 198:39.

(d) The commissioner of the department of revenue administration shall calculate the excess amount owed by each municipality pursuant to paragraph I.

V. In any fiscal year, a municipality shall appropriate all state enhanced education aid funds received under this section to pay for local education costs before raising any additional local education tax revenues locally.

198:40-c Total State Aid for Education.

I. Beginning July 1, 2004, and every fiscal year thereafter, the total state aid for education shall be determined as follows:

(a) The sum total of all local equalization aid as calculated under RSA 198:40 paid to all municipalities statewide; plus

(b) The sum total of all targeted aid as calculated under RSA 198:40-a paid to all municipalities statewide; plus

(c) The sum total of all state enhanced education aid as calculated under RSA 198:40-b.

II. In each fiscal year, the total aid calculated in paragraph I shall be adjusted by adding the average annual rate of inflation, as measured by the most recent available northeast region consumer price index for all urban consumers as published by the Bureau of Labor Statistics, United States Department of Labor. The resulting sum, expressed as a percentage, shall be added to 100 percent to yield an adjustment factor. The total state aid for education from the immediately preceding year shall be multiplied by the adjustment factor and the product shall be the adjusted total state aid for education.

III. In each fiscal year, the commissioner of the department of revenue administration shall determine, to the nearest cent, the statewide enhanced education tax rate that will match, as nearly as possible without exceeding, the amount raised statewide by the statewide enhanced education tax in fiscal year 2005.

IV. In any fiscal year in which the total state aid for education as calculated under this section would exceed the total state aid for education distributed to municipalities in the immediately preceding fiscal year as adjusted pursuant to paragraph II of this section, the total state aid for education shall be reduced to the amount distributed to municipalities in the immediately preceding fiscal year, as adjusted pursuant to paragraph II of this section, and the amount of the excess shall be deducted from each municipality's state enhanced education aid distributed under RSA 198:40-b on a pro rata basis. If in any fiscal year the total state enhanced education aid distributed to municipalities is insufficient to offset the excess, the remaining excess shall be deducted from each municipality's transportation aid on a pro rata basis.

20 Determination of Education Grants. RSA 198:41 is repealed and reenacted to read as follows:

198:41 Determination of Education Grants.

I. Except for municipalities where all school districts therein provide education to all of their pupils by paying tuition to other institutions, the department of education shall determine the amount of the education grant for the municipality by adding all sums received by a municipality under RSA 198:40, RSA 198:40-a, and RSA 198:40-b, and subtracting from this sum the amount of the tax warrant issued by the commissioner of the department of revenue administration pursuant to RSA 76:9 for the next tax year.

II. For municipalities where all school districts therein provide education to all of their pupils by paying tuition to other institutions, the department of education shall determine the amount of the education grant for each municipality as the lesser of the two following calculations:

(a) The amount calculated in accordance with paragraph I of this section; or

(b) The total amount paid for items of current education expense as determined by the department of education minus the amount of the warrant to be issued by the commissioner of revenue administration for such municipality reported pursuant to RSA 76:9 for the next tax year.

21 School Money; Distribution of Education Grants. Amend RSA 198:42, II to read as follows:

II. For the fiscal year beginning July 1, 1999, and every fiscal year thereafter the amount necessary to fund the grants under RSA ~~[198:41]~~ **198:40-c** is hereby appropriated from the education trust fund created under RSA 198:39 to the department of education according to the following formula: from the amount calculated in accordance with RSA ~~[198:40; III]~~ **198:40-c**, subtract the aggregate amount of the *statewide enhanced* education ~~[property]~~ tax warrants to be issued by the commissioner of revenue administration for municipalities reported pursuant to RSA 76:9 for the next tax year. The governor is authorized to draw a warrant from the education trust fund to satisfy the state's obligation under this section. Such warrant for payment shall be issued regardless of the balance of funds available in the education trust fund. If the balance in the education trust fund, after the issuance of any such warrant, is less than zero, the commissioner of the department of administrative services shall inform the fiscal committee and the governor and council of such balance. This reporting shall not in any way prohibit or delay the distribution of ~~[adequate]~~ education grants.

22 Low and Moderate Income Homeowners Property Tax Relief. Amend RSA 198:57, III(a) to read as follows:

(a) Owns a homestead or interest in a homestead subject to the *statewide enhanced* education ~~[property]~~ tax;

23 Low and Moderate Income Homeowners Property Tax Relief. Amend RSA 198:57, IV(c) to read as follows:

(c) Multiply the lesser of the amount determined in subparagraph (a) or (b) by the ~~[current state]~~ *statewide enhanced* education ~~[property]~~ tax rate as shown on the tax bill under RSA 76:11-a;

24 Excess Education Property Tax Payment; Subdivision Heading Amended. Amend the subdivision heading immediately preceding RSA 198:46 to read as follows:

Excess *Statewide Enhanced* Education ~~[Property]~~ Tax Payment

25 Excess Education Property Tax Payment. Amend RSA 198:46, I to read as follows:

1. Municipalities for which the *statewide enhanced* education ~~[property]~~ tax exceeds the amount necessary to fund an adequate education determined by RSA 198:40 shall assess and remit such excess amount to the department of revenue administration on or before March 15 of the tax year in which the excess occurs.

26 Excess Education Property Tax Payment; Forms. Amend RSA 198:47 to read as follows:

198:47 Forms. The commissioner shall approve and provide forms relative to the reporting and remitting of excess *statewide enhanced* education ~~[property]~~ tax by the municipalities.

27 Alternative Kindergarten Programs. Amend RSA 198:48-a, VII-VIII to read as follows:

VII.(a) ~~[Upon the effective date of this paragraph, and for]~~ **For** each fiscal year through June 30, 2003, an adequate education grant of \$1200 per pupil shall be distributed to school districts, from the education trust fund created in RSA 198:39, for the education of its resident kindergarten pupils enrolled in an approved alternative kindergarten program established under this section.

(b) Once pupils enrolled in an approved alternative kindergarten program have been counted in the average daily membership in residence, school districts shall receive, for each such pupil, an adequate education grant calculated in accordance with ~~[RSA 198:40 through RSA 198:42]~~ **RSA 198:41**.

VIII. Notwithstanding the provisions of this section, alternative kindergarten programs which were approved and in effect prior to April 29, 1999 may continue to operate and shall continue to receive per pupil adequate education grant amounts in accordance with ~~RSA [198:40 through RSA 198:42]~~ **198:41**.

28 Committee Established. There is established a committee to study and make recommendations concerning the method of distribution of education aid under existing law and any additional methods of distribution as may be deemed necessary by the committee.

29 Membership and Compensation.

I. The members of the committee shall be as follows:

(a) Three members of the senate, appointed by the president of the senate.

(b) Three members of the house of representatives, appointed by the speaker of the house.

II. Members of the committee shall receive mileage at the legislative rate when attending to the duties of the committee.

30 Duties. The committee shall study and make recommendations concerning the method of distribution of education aid under existing law and any additional methods of distribution as deemed necessary by the committee.

31 Chairperson; Quorum. The members of the study committee shall elect a chairperson from among the members. The first meeting of the committee shall be called by the first-named house member. The first meeting of the committee shall be held within 45 days of the effective date of this section. Four members of the committee shall constitute a quorum.

32 Report. The committee shall report its findings and any recommendations for proposed legislation to the senate president, the speaker of the house of representatives, the senate clerk, the house clerk, the governor, and the state library on or before November 15, 2005.

33 Severability.

I. If any provision of sections 1-9 of this act is declared to be contrary to the New Hampshire constitution or the applicability thereof to any agency, person, or circumstance is held invalid, then the provisions of sections 10-27 shall take effect immediately upon the determination of such invalidity and shall remain in effect thereafter.

II. If any provision of sections 10-27 of this act is declared to be contrary to the New Hampshire constitution or the applicability thereof to any agency, person, or circumstance is held invalid, then the provisions of sections 1-9 shall take effect immediately upon the determination of such invalidity and shall remain in effect thereafter.

34 Repeal. RSA 198:45-a, relative to targeted education grants, as inserted by section 8 of this act, is repealed.

35 Effective Date.

I. Sections 1-9 shall take effect July 1, 2003.

II. Section 12 of this act shall take effect July 1, 2005.

III. The remainder of this act shall take effect July 1, 2004.

The signatures below attest to the authenticity of this Report on HB 608-FN-LOCAL, an act reducing the education property tax rate and relative to the calculation of adequate education grants.

*Conferees on the Part
of the Senate*

Sen. Gatsas, Dist. 16

Sen. Morse, Dist. 22

Sen. O'Hearn, Dist. 12

*Conferees on the Part
of the House*

Rep. King, Coos 1

Rep. Hess, Merr. 37

Rep. Major, Rock. 79

Rep. J. Gilbert, Rock. 83

2003-2254-CofC**AMENDED ANALYSIS**

This bill:

I. Provides that the calculation of the statewide cost of an adequate education shall be indexed to the northeast regional consumer price index for all urban consumers for the 4 immediately preceding calendar years.

II. Reduces the education property tax rate from \$5.80 to \$4.92 for the 2004 fiscal year and from \$4.92 to \$3.24 for the 2005 fiscal year, and establishes a formula for calculating the tax rate for the 2006 fiscal year and thereafter.

III. Changes the payment for transportation costs for fiscal year 2004 to include 100 percent of the total cost of transporting pupils in kindergarten through grade 8 to and from school.

IV. Changes the definition of average daily membership in residence for the purpose of calculating state aid for educational adequacy.

V. Provides \$10,000,000 on targeted education grants shall be made to municipalities in the 2004 fiscal year.

VI. Beginning July 1, 2005, establishes a new education funding formula for municipalities and sets forth criteria whereby municipalities may receive local equalized aid, targeted per pupil aid, and state enhanced education aid for pupils in the public schools.

VII. Beginning July 1, 2005, establishes a new procedure for determining the statewide cost of an adequate education.

Senator Gatsas moved adoption.

SENATOR ESTABROOK: Thank you Mr. President. I have to rise in opposition to the adoption of this school funding plan. I am doing so to protect the towns that I represent. Every single one of the towns that I represent, at the end of the next biennium, under this plan, will have a higher property tax bill if they continue to spend per school spending at the rate that they do. Since it is unrealistic to expect them to significantly reduce their school services, my conclusion is that a vote for this would be a vote to raise their property taxes. There are two problems with this bill: One is that it simply doesn't have enough money in it. It claims to direct state aid to the neediest communities, but in reality it is intended to reduce the state share of school funding. An overall reduction in state aid means that there will be more losers than winners. Unfortunately, as I said, every one of the communities that I represent is a loser under this plan. The second problem with this bill is the CPI cap, which I have spoken against before on this floor. The CPI cap will saddle local taxpayers with a larger share of school costs. Take a look at the spreadsheets accompanying this school funding plan, you will see that there are across the board cuts each year, to meet the total imposed by the cap. Beside those two issues, I feel that we could have sat down and worked through this further to arrive at a restructuring of school funding that would benefit more communities and maintain the state's commitment to being a full partner and funding an ad-

equate education. I know this bill also does contain a study committee. I would hope that that committee would take a look at these issues. Thank you.

SENATOR BARNES: Thank you Mr. President. The question is of Senator Gatsas. I want to commend Senator Gatsas. There have been a lot of commendations going on around here, but for the last six years in this legislature, we as legislators, have been saying that we are going to do something about the school funding formulas and crisis and every thing else. A good number of us ran on the platform that we were going to be involved and do something about it so that the people out there in the rest of the state would know that we are doing something about this issue. However, there are five plaintiff towns. Guess what? I have two of them. Guess what? In my hand Senator, I have from the LBA on June 20 at 11:10 a.m. a break down of the 12 towns that I represent and in 2004 the town of Pittsfield loses \$85,000. Now I realize that is the House...the House patted it, but how in the world can we vote for one of the plaintiff towns to lose \$85,000 Senator? Maybe you can explain that to us. Thank you.

SENATOR GATSAS: Senator Barnes, the answer that I have for you, you may not like.

SENATOR BARNES: Oh, oh.

SENATOR GATSAS: But that answer is, that if we change nothing in current law, if this bill does not go forward, Pittsfield would lose \$20,000; however, their tax rate would not be \$4.92, it would be \$5.80. So if you would rather see Pittsfield get \$20,000 less and a tax rate of \$5.80, then my suggestion to you would be to vote against the committee compromise and let the legislation stay in place as it is and explain that to your constituents in Pittsfield. Now let's talk about your other community of Allenstown, because I think that you represent them also.

SENATOR BARNES: I certainly do. Bear Brook, park and all.

SENATOR GATSAS: So if we take a look at Allenstown, in current legislation as it stands, Allenstown grant would go down by about \$80,000 and their tax rate would stay at \$5.80. However, what you failed to look at, is what happens in 2005. In 2005, in Pittsfield, if we didn't vote this Committee of Conference through, the tax rate would stay at \$5.80 and their grant would be \$2.8 million. In the Committee of Conference Report in 2005, for Pittsfield, the tax rate would go down to \$3.24 and their grant would go to \$3.9 million. So yes, Senator, the formula works for those communities that need help.

SENATOR BARNES: Thank you Mr. President. Senator Gatsas, I understand, and I read in the newspaper, and I have heard the story that there is going to be a committee formed to keep "tweaking", I think the word that I read in the paper was "tweaking" this formula. Do you think that in November when this thing gets "tweaked" that there is going to be drastic changes in these numbers that we are voting on today? What is the "tweaking" affect that I hear about?

SENATOR GATSAS: Senator, during the Committee of Conference there were different scenarios of whether we used medium income as one of the avenues to send money throughout the state. I don't think that there is any formula that is perfect. I certainly have been available to anybody that wanted to sit at the table, wanted to work on a compromise and try to bring something forward. I think the most important issue, as we look at this, is it is a start. It certainly is not a finish because four or six years

ago, it was a start and we have now a new beginning. Can there be another new beginning in the near future? I hope there is because there is nothing that is perfect, and nothing that we can say that is going to work forever. Thank you.

SENATOR BARNES: Thank you very much Senator.

SENATOR FOSTER: Thank you Mr. President. I rise in opposition to the committee report. On my remarks on HB 1, I spoke of somewhat of a lack of enthusiasm and disappointment with the budget. One of the places where that disappointment ended up landing is in HB 608. In the Committee of Conference deliberations, which I watched quite a bit of, because of the strangle hold that the Governor had put on the budget, we had to shift \$10 million from 2005 to 2004 so that the House position, where they wanted to target in 2004, would occur. That money came out of targeted aid that is in Senator Gatsas' formula for Free and Reduced lunch. The net result of that was a loss to my community of Nashua of \$1 million. That is just too much for me to accept. But beyond that, what I am concerned about, it is not so much the formula. Senator Gatsas has worked on this formula may not be a perfect formula, but it is a formula. The concern that I continue to have is this is similar to Senator Estabrook. It is the fact that over time, because we are tapping aid at the CPI, and as far as I know, education costs tend to rise faster than CPI and probably New Hampshire's population is going to grow as well. Over time, more and more is going to be pushed back to the local communities. If it wasn't for that CPI cap. If we put in a growth factor, I might be able to support this legislation, but I can't with that situation. If we are "tweaking" the formula, as Senator Barnes said, we probably are not going to be dealing with CPI cap. That is my concern and that is why I continue to oppose this legislation. Thank you.

SENATOR LARSEN: I, too, rise to oppose this Committee of Conference Report. Just as the budget will require property taxpayers to pick up the slack for what we do not fund, particularly in the human services side, in the same way that we suck something in the vicinity of \$200 million out of the school funding over this biennium, over these next two years. Who is going to pick that up? Property taxpayers. Areas, many of our communities are going to see less assistance to pay for education as the costs are rising. Who picks that up? Do they cut ten teachers? Do they cut programming? Probably not, because those communities care enough about their education system, they don't want to see those teachers go. So what happens? They have to raise local property taxes. We as a state say, "Oh, they are spending too much again. Schools are over spending again." When in reality, the state is backing away from its commitment. Its responsibility. Its constitutional responsibility to pay for an adequate education. How can you take over \$200 million out of an education funding stream when it was already less than half of what it costs to educate a child in most communities? Take that aid, reduce it, then say that we are funding adequately, the education of the children of this state, and that it is based on an equal and proportional tax? Those are the two requirements that the court made of us. Those are things which we are not meeting in passing HB 608. I understand that there is going to be a study. It is curious that we are under one formula for the first year and under another formula perhaps, for the second year. One of the things that we always heard from our school committees, our school boards, was that one of their greatest difficulties is how do you budget? How are they going to budget when we have had difficulty even getting the numbers

for our own communities and knowing that it will stick for the next two years. There is no guarantee. Maybe we will improve things in the second year as this committee works, but I foresee, ever rising property taxes. I foresee ever increasingly that this state is asking more from those who are less able to meet the needs, and less from those who are able to meet the needs of this state. I will be voting against HB 608.

SENATOR PETERSON: Thank you Mr. President. I rise in opposition to 608 and the Committee of Conference Report and will vote against it today as I have in the past. I am glad that the bill has a study committee to look forward to how to reorganize the target aid in the 2005 year. I understand that the bill has likely, the votes here today to pass, but wish to do two things. One: to explain my reasons for voting against the bill, and secondly: give some suggestions to that committee with which I would hope to actively participate over the course of the next year. The basic problem that we have in this bill, apart from the first year, which is more or less a formula from the House which perpetuates the status quo in some way or another, is that the out-year formula takes affect, there is no consideration for the equalized tax rates that communities currently have. That, in this plan, results in some adverse affects. For example: In a town that I represent, the property taxes over the next two years would rise by more than 20 percent under this bill, according to figures which have been produced by the Legislative Budget Assistant's office, in their analysis of the plan. There are three other towns where taxes would rise to a significant degree. However, towns who have some of the lowest tax rates in the state, such as Moultonborough that has an equalized tax rate of \$9.47 today, would drop if school spending stayed the same to an equalized tax rate of \$2.23 under this plan in two short years. Rye, which has a \$12.56 tax rate that would go to \$4.05. There are fifty, sixty and even greater reductions over the two years in some of the towns that are at least on an equalized basis lease tax. I thought that it was interesting that one of the towns that I do represent, which happens to be the home town of former Senator Mark Fernald, the former occupant of this very seat, the plan would bring their equalized rate of \$19.04 down to \$9.13 in two years. More than a 50 percent reduction in the property taxes, which Mark Fernald was known for railing against. But I must say, in terms of the aggregate affect, I think that there are three things that need to be looked at as we move forward on this plan. Frankly, which I feel with constructive work, can be resolved and we can make this a better plan and one which indeed we will be proud to see enshrined in our law as time goes on. Because indeed the intention of the sponsor and those who have worked hard on this plan is good. They hope to get more money to the towns that really need it. I believe that we can really succeed in that with some minor adjustments. The three I would suggest are as follows: First: That there be a circuit breaker on the low end, for communities that are beneath a certain tax rate in terms of their receiving the same amount of targeted aid, because indeed, it drives those tax rates down to a pittance where some of their neighbors will have to pay even ten times or more, ten or fifteen times more that amount. I don't think that is appropriate. Secondly: Some of the towns that are in the middle, who are asked to bear in percentage increases 10 and 20 percent increases over these years, could have a circuit breaker so that those effects could be limited without blunting the main thrust of the plan. Thirdly: one of the things that was a disappointment in the budget bill that we just passed was that low and moderate income tax relief, which is available this year, which many people will begin to see, is generally available across the state, which is

a very reasonable way to address the most dire situation that the over dependence on the property tax has created in the state of New Hampshire, in individual circumstances, was jettison as part of the cuts that were necessary to bring part of the budget inline and get a compromised deal. I believe that low and moderate income property tax relief could be included in the targeted aid and in fact, originally suggested for that to be done. With these three adjustments, it would be a plan that I could support; however, I was sent here by approximately 55,000 people. They are going to have some serious affects with this plan as written. I find that this morning, I cannot support it as a result. Thank you Mr. President.

SENATOR PRESCOTT: Thank you Mr. President. I rise in favor of the bill, but also for the same reasons as Senator Peterson is rising against the bill. I believe that if we do not vote for this bill, and we do not have the study committee, those issues will not be resolved. As we did, so-to-speak, hold our nose and vote for the budget if we had some complaints about the budget, I believe that we also need to do the same for HB 608. If I look at my town, as Senator Estabrook said, "many of my towns are harmed." In fact, nine out of ten of my towns are harmed. I believe, as Senator Peterson said, "there must be a circuit breaker for those towns that have an income differential with how we are looking at the income for each town. The average income for each town. That needs to be looked at. We also need to look at those middle towns. There has to be some way of saying to the middle towns, the richer towns are not going to get it all at once for their reduction in the rate, and the middle towns aren't going to lose all of their support all at once, so that there is a transition and everybody can mold into a good plan, a good basis. The reason why I am voting for it also is because if we don't do anything, we are going to look like we haven't done anything. I think that we need to do something. I think that as my father said once, when he went to the Four Rivers Shipyard during World War II, he was a foreman and said, "Go take that crate apart and start building that machinery." The guy went down there and a day later my father showed up and it was out of the crate, but it was just sitting there, never touched. My father said, "how come you haven't touched it and worked on this?" He said, "Well, I am afraid that I am going to do it wrong." And my father said, "Do something so that we can fix it. If you don't do anything at all, we have nothing to work with." So I am saying, pass 608 and let's work with it. Let's get it done right. That is why I am voting for it. Thank you very much Mr. President.

SENATOR BARNES: Thank you Mr. President. Senator Peterson, every time that we vote up here, the twenty-four of us vote, whatever the vote may be, whatever the issue, we are voting for something that is going to affect the whole state of New Hampshire, correct?

SENATOR PETERSON: I wholeheartedly agree Senator.

SENATOR BARNES: Then if that is the case, I have to vote for this bill even though it is going to hurt one of my towns. Because it is something for the whole state of New Hampshire. Today I am voting for Pittsburg, I am voting for Keene, I am voting for everybody out there. My vote will affect those towns. I think that Senator Prescott said it very well. We have to pick something, without this bill we are not going to get it fixed. I think that it would behoove us to realize that we do every time that we vote...we don't just vote for the communities that we represent, we represent the whole state of New Hampshire Senator Peterson. I think that when we vote, we have to keep that in mind. Thank you.

SENATOR PETERSON: May I respond, Mr. President, if it was a question? I respect your view Senator Barnes, and thank you for presenting it. Some of the towns which I was talking about are not in my district. I do look at this legislation and base its effects on the entire state, and also of course, I take a look at the towns in our district, as we all must. Thank you Mr. President.

SENATOR LARSEN: Senator Prescott, why, if you know nine out of ten of your communities are going to basically increase their property taxes, why vote for it when then you could also instead, be voting for perhaps a lowering of the statewide property tax, which would have maintained the aid that your communities are currently getting and none of those communities that are currently depending on state assistance to help lower...to keep their property taxes low? Why, when you saw that option, did you not support that, but you are willing to cut nine out of ten of your communities and in fact, the majority of communities in this state, will see reduced state aid? Why?

SENATOR PRESCOTT: I have lost my train of thought. I will have to get it back. I believe that when you look at the communities, compared to how the existing law is going to move forward, all communities in New Hampshire lose. If the tax rate stays where it is, we are all going to lose, and the tax money is going to have to be raised locally, more and more and more, unless we fix the problem. I am afraid that after a Committee of Conference, we have no amending that we can do. This is either vote for something that we can fix or we go back to something that is broken, and we know it is broken and we can't fix it. So this is an attempt to fix what really is broken so that we can have our study committee this summer and adjust it, so that we can satisfy our communities in our own district. I believe that we have to look at the whole state as Senator Barnes said. I believe that I am a Libra, and when a Libra holds the scale, do you know what they have over their eyes? They have a blind over their eyes. So if the scales are right for New Hampshire, but wrong for my community, I have the blind on. I have to vote for the whole state, not just for my community as Senator Barnes said. If justice isn't blind, then we are always going to be voting for our best interest. That is why I am voting for 608. Not for my own best interest, but for the best interest for the state, and to be able to work on the bill.

SENATOR LARSEN: And I would argue that the best interest of the state is one in which we support the education of all of our children and keep our property taxes as low as we can.

SENATOR PRESCOTT: That is what I would like to work for. I am ready to work with you.

SENATOR O'HEARN: Thank you Mr. President. I rise in support of 608. I have to applaud Senator Gatsas for the amount of work that he did on this. It was just about a year ago that I asked Senator Gatsas to be able to join the Adequacy Commission in order to start working with us. I think that with having someone who is not here at the beginning of where we started with the Claremont suit to be able to take a look at it from a different point of view, is what brought us to where we are today. We have to remember that it wasn't that long ago that we were funding the education with just the lottery money, so that was \$62 million that we were funding education with. So today, with 608, there are winners and there are still winners, because I know that in my community, six years ago, my city was getting less than a million, to getting \$29 million for 2003, \$26 million for 2004 and \$22 million for 2005. Yes, it

is a drop, but they are still a winner compared to what they were getting six years ago. The formula, as we all know, is broken. It has to be fixed. We are using seven school districts to determine the cost of an adequate education, that is wrong. We need to take a look at it from a different point of view, with a different formula. To say that we simply need to put more money into the formula...but when we first divide it at \$825 million, we had that argument. And at \$900 million we are still having that argument. There is never going to be enough money in the formula according to some, but I consider eight hundred and some odd million, plenty of money to at least start working a formula that is going to increase in each town as we go forward. One thing that we all wanted to do was to reduce the statewide property tax. That is what we are doing. I know since we have put in an adequate formula for our schools, we have been blamed for the rising costs of property taxes, and the cities and towns are saying "well they can't control the statewide property tax, only the state can." Well let's give that control back to the cities and towns. We've talked about a CPI for a number of years. And the first time the CPI came to this body and the body across the hall, was when the sales tax came though. That governor felt that it was necessary to keep a CPI in there to control the cost of education. Well this isn't just to control the cost of education, this is to keep an eye on how we are spending our dollars. I applaud the work of Senator Gatsas. I do believe it was the work of someone who needed to come in and remove us from a place we were stuck in. In a formula that was not working and move us forward to a formula that we could use. If this formula were offered to us back six years ago, we would have all jumped at the chance. To say that there are losers in this, our property taxes are going down. Our statewide property taxes are going down. We passed legislation looking at building aid. Something the Adequacy Commission could never get their fingers on. There is help for those towns. I see my community being a bigger winner because we are now being able to fund another \$4.5 million to their building aid on top of 30 percent building aid on our two high schools which are costing us over \$143 million. I don't see us as a loser. I see us a winner. I see that we need other things beside just funding for education. We need to take care of our disabled, we need to take care of our elderly. We need to take care of Medicaid people. If we have to continually fund education and put more money into it, we are not going to be able to meet our other state obligations. I thank Senator Gatsas for his fresh look at this and I believe that every city and town in this state is a winner. Thank you.

SENATOR LARSEN: Senator O'Hearn, when you look at Nashua and you see \$3 million coming out in 2004 and another \$4 million coming out in 2005 under the spreadsheets that we have been given, how does Nashua make up those losses in revenue? To me, it is either their property tax increases, which affect the elderly in your community or it is dramatic cuts in salaries, probably teacher salaries, and how does your community make up that \$7 million reduction that we are seeing that will happen to your community alone?

SENATOR O'HEARN: Senator Larsen, you did sit on the Adequacy Commission with me, so you are familiar with the formula. The formula is based on the school population. If that school population goes down, I don't believe that the school district should be getting more money because their school population went down. That is one of the things that happened in Nashua. The other thing that happened in Nashua, and I think we all supported the court when the court said that we had to equalize the prop-

erty value, well that is what happened a few years ago. The effect that it had on Nashua was that its property values went up \$1 billion, which then translates to the fact that Nashua is becoming a wealthier community based on its property value. Not that I am pleased with the way those property values came out, it has an effect on us. Those are things that we cannot control in a formula. When property values go up, when school populations go down, no matter what formula we use, even if we stayed with the same one, that is going to have an effect on it. If we stayed with the formula that we have right now, Nashua would be getting less than \$19 million in state aid. That is being worse off. That is not the right thing to do. The right thing to do is to have a formula that you can look at, year after year, and predict where you are going to be. I feel that the plan that Senator Gatsas brought forward, does do that predicting.

SENATOR SAPARETO: Thank you Mr. President. Mr. President, I rise in support of HB 608. A vote against 608 right now would be a vote for an ill conceived existing House plan that was doomed to failure from when it first started. The per pupil distribution that has been in the formula that we have always used now, to lead to nothing else, but not getting money to where it needed to be. Years ago we talked about tax efforts. How much is it costing your community to raise money for education in your community? What is the effort? What is required on your tax rate? There has been no discussion of that, until this formula for the first time. Use equalized evaluation per pupil starts to do that. The shape of the debate in the education funding is going to have to go back to the fundamental reason why Claremont was brought up. That was low property values and loss of kids. If we are ever going to provide all of the communities that all of us represent, and put it all on an even footing, we are going to have to look at the effort of each community to raise money for education. You can't do that with the plan that is in place right now. What we have done now is create a foundation that allows that to be done. You can now call it "targeted aid", you can call it "tax upper-cut" get the money to where it is needed. Whatever you want to call it, that, for the first time, started in this plan. I agree with a lot of you, there is not enough. Yes, there is going to be some passing down to the local property tax, but at least the transition that we are using right now, for most communities, drops the state rate at a greater number than the increase in the local tax rates, and that is critical to a transition. That is what is happening right now. The focus that I am hoping that the committee is going to come up with, this new committee, is going to look at the ability in these communities to raise money. You can now do it with this type of foundation. How you tweak that English as a second language or the other components that are in the formula right now, some are going to go and some are going to stay and some are going to have greater waiting, but the net results of it, if we can now adopt this form of distribution, will finally go to the essence of Claremont and the ability to raise money. You can't do that with the current formula. You can't give money to Newington and tell them that they can have \$3,300 per kid and the state is going to make sure that they are getting the \$3,300 when they don't want to send money to Concord and they can raise that money at a pittance on their rate, while towns like Allenstown, which Senator Barnes represents, Pittsfield, Berlin and all of these other towns that have such a great effort to raise money, they have such a high tax rate to do that. You can fix the formula, it can be better repaired with this foundation in place, than with anything else that we have seen in legislation. I was shocked when the Senate was able to get the House to

change their position finally and get them off the "per pupil" spending and to look at distributions based on how many kids and how much property value. That is the shape of debate. If we are going to do something good for the state right now, that is how we do it. That is where we work from, not what was passed here for political reasons. I know that a lot of us have been here from the very beginning of that debate. Now we are finally making some progress. I am happy to go back to my constituents and say, "yes, we are going to make some progress right now." What happens if we kill this? What will happen if we kill 608? We are going to raise another \$135 million in property taxes in 580, then we are going to go back and tell the taxpayers of New Hampshire that we couldn't do anything, we are at a stalemate. We are sorry that we had to soak you an extra \$135 million that is sitting in our education trust fund without distribution. I would like to see more money go to the communities to lower our local property tax rate, but it is not going to happen, the way the distribution is done right now. With this plan now, now we're going to have some progress, and be able to work with it. I agree it has got to pay more attention to what happens to local tax rates, but is light years ahead of what we have been seeing right now. I hope that you will support it as I do.

SENATOR COHEN: Thank you very much Mr. President. Those of us who were here in the previous session, remember words that we used to hear, rather often from former Senator Ned Gordon, "I don't like this bill, but I am going to vote for it." What I don't like about this bill is: Many things. Tying it to the consumer price index, I think, is very unrealistic. It is so demonstrably unrelated to the cost of providing an adequate education. The CPI is an arbitrary figure. I am concerned about the possibility of reduced state aid and simply not meeting our obligations to all the children of New Hampshire, which it is in fact, the state's obligation. We must address this. We must truly fix this. I don't often agree with my colleague to my right, Senator Prescott, but we are moving forward here. I was elected in the last election, 55,000 people as well. Every town in my new district is a so-called donor town. If you could have gone door-to-door as I did, for example in the town of Hampton, and talked to elderly people who have retired. And all of a sudden because of the new taxes, are forced to go back to work. They have been looking forward, all of their working lives to this retirement, and they have to go back to work. We have to do something. Elderly people throughout my district, who have been in their homes forty, fifty and sixty years, their homes are valued much higher now and their taxes are unrelated to their ability to pay. It is just not right. I talked to an awful lot of people, far more than any of us would want to talk to...who have lost their homes because of our unfair situation. Is this an ideal solution? Obviously not. As Senator Gordon said many times, "I don't like this bill, but I have to vote for it. I have to give some property tax relief." I am glad that this is finally going to bring some relief to the people who happen to live in Senate District 24 and other areas of this state. We have a lot more work to do. This is not the end I am afraid. We have been at this for a very long time. It is not over yet. We have to find a real solution. This is a measure that is going to provide some relief where it is needed. Thank you.

SENATOR GATSAS: I think that it is important that the first thing that we do is to look at some facts. The fact is the current law that we have. The current law says that in 2003, the cost of an adequate education is \$896 million. The amount of the grant of the check that the state sends out of general fund dollars is \$411 million. That is a fact. If we don't

change the law, the fact stays in effect. The cost of an adequate education in 2004 is \$955 million. The tax raised at \$5.80 is \$558 million and the amount of money that the state sends out is \$397 million. The fact in 2005. Adequate education goes to \$968,000. The tax raised is \$650 million. The fact that the state sends out, \$317 million is the fact. The fact is, the burden is on the taxpayer. So for anyone to sit here and say that it shifts, current law puts the burden there because the state sends out in 2005, \$111 million less, so where is the shift? The taxpayer sees one tax bill. That is a fact. He doesn't look and see what is the state property tax, what is the city tax. He sees one tax. He has two pockets and wherever the money comes from either one of those pockets, it is the same taxpayer. It doesn't change. Every person in this room, when I first sat down and I presented this plan, I presented it with no numbers. Why? Because we had to get rid of the bogeyman first. Who was the bogeyman? Something that was passed in here six years ago, bringing it forward. So I asked everyone to come to the table. People kind of looked at it and said, "you know what, I don't think this has got legs." It is not going to work. The cake is in the oven. Sooner or later the aroma of that cake started to make its move around the building. You are right. There is no perfect plan and I am first one to tell you that there is no perfect plan. There are 250 perfect plans, if you divide a separate plan for every community in this state, you would have the perfect education funding formula. That is impossible. I walked around in the education field as a neo-fighter around here. I heard several things: We need to get more money to the poor communities. Sounds like a reasonable thing. We talk about donor communities. If you took those donor communities and you took their \$32 million and you said to them, I think that we are going to distribute your money to Pittsfield, to Allenstown, to Lisbon, to the poorer communities, the people in those property rich towns probably would say, "you know what, those kids need some help". But no, what do we do, we throw it into the pot, and we distribute that money to some of the communities that can do it on their own. The Amherst of the world, the Hollis of the world, the Bows of the world, those are the communities that can afford to raise their own dollars. Do I think that is fair? No I don't. I think that anybody sitting in this room, if you put the parameters on paper, you would say let's get more money to the poor communities and let's take some of that money away from those wealthier communities that can do it on their own, and let's try and get rid of the donor towns. This formula isn't perfect. Did I agree that we should have a study committee? In this bill, you will see that the study committee says that it has to opt out by 2005. That is nothing that the Committee of Conference agreed too. I think that it behooves the Senate President and the Speaker, that whoever is put onto that committee, that they have to report out in November of this year. There are winners, but there are never losers. Because if I said to the town of Amherst four years ago, we are going to give you a grant of \$2.4 million under this formula, they would have jumped up and down and had been thrilled. Is there is a shift? Yes, there is a shift. The shift is not as great as the \$5.80 rate as we have now. We have a formula that is broken. We all ran on that preface. I will tell you what, if somebody in the next six months can devise a better formula, bring it forward. If it works, I can agree with that, but I haven't seen anything that is any different. So bring it forward and sit down. I have sat down with everybody in this body. Whatever input they wanted to bring to the table, I have listened to. So again, if somebody has something different, this is a start. It gets us moving and it gets us into a new

thinking of how we are going to pay for education. Is there a shift? Sure there is a shift. But at least the local communities can appreciate and understand where we are going. Thank you Mr. President.

Question is on the adoption of the Committee of Conference Report.

A roll call was requested by Senator Estabrook.

Seconded by Senator Barnes.

The following Senators voted Yes: Gallus, Johnson, Kenney, Green, Flanders, Odell, Roberge, Eaton, O'Hearn, Clegg, Gatsas, Barnes, Martel, Sapareto, D'Allesandro, Morse, Prescott, Cohen.

The following Senators voted No: Boyce, Below, Peterson, Foster, Larsen, Estabrook.

Yeas: 18 - Nays: 6

Adopted.

**June 17, 2003
2003-2215-CofC
10/01**

Committee of Conference Report on HB 663-FN-A-LOCAL, an act relative to county and state funding of long term care medicaid programs.

Recommendation:

That the House recede from its position of nonconcurrence with the Senate amendment, and concur with the Senate amendment, and

That the Senate and House adopt the following new amendment to the bill as amended by the Senate, and pass the bill as so amended:

Amend RSA 167:18-b, IV(a) and (b) as inserted by section 6 of the bill by replacing it with the following:

(a) State fiscal year [1999] **2004—**~~[\$54,000,000]~~**\$60,000,000.**

(b) State fiscal year [2000] **2005—**~~[\$57,000,000]~~**\$64,000,000.**

Amend RSA 84-C:1, IV as inserted by section 9 of the bill by replacing it with the following:

IV. "Net revenues" means revenues earned on an accrual basis of accounting, net of deducted amounts for bad debts, charity care, and payer discounts, by a nursing facility for non-medicare services provided to residents as provided for in 42 CFR 433.68(d)(1)(iii).

Amend RSA 84-C:2 as inserted by section 9 of the bill by replacing it with the following:

84-C:2 Imposition of Fee. An assessment of up to 6 percent of aggregated net revenues is hereby imposed on all nursing facilities on the basis of non-medicare patient days. The fee shall be implemented in accordance with the provisions of 42 C.F.R. part 433.

Amend RSA 84-C:11 as inserted by section 9 of the bill by replacing it with the following:

84-C:11 Contingencies.

I. The nursing facility quality assessment imposed by this chapter shall not be assessed, and no return shall be required to be made, upon the occurrence of any of the following events:

(a) Aggregate medicaid reimbursement for nursing facilities through PAU 05-01-10-04-01 class 90 is reduced below the level in effect as of February 1, 2003.

(b) Federal approval of the nursing facility quality assessment established under this chapter, or of any related state plan amendments or waivers is withdrawn.

(c) Collection of the assessment is rendered invalid by the decision of any court or administrative agency.

(d) Any proceeds from the nursing facility quality assessment established in this chapter are expended by the state or any state agency for any purpose other than funding nursing facility expenditures through the medicaid quality incentive program under RSA 151-E:13.

(e) A state plan uniformity waiver as provided for in 42 C.F.R. section 433.68(e)(2) does not receive federal approval.

II. The commissioner of health and human services shall notify the commissioner of revenue administration of the occurrence of any of the contingencies in paragraph I.

III. The nursing facility quality assessment under this chapter shall not be assessed or collected and the medicaid quality incentive program authorized by RSA 151-E:13 shall not be paid until after the commissioner of health and human services certifies to the commissioner that the department of health and human services has obtained federal approval of the assessment in RSA 84-C:2, the state plan uniformity waiver in RSA 84-C:11, I(e), the medicaid quality incentive program in RSA 151-E:13, and payments have commenced under the medicaid quality incentive program. Such payments under the medicaid quality incentive program shall commence 45 days after such certification and shall be effective for the period beginning May 1, 2003 or the effective date of the federal authorization for the nursing facility quality assessment, the uniformity waiver, and the medicaid quality incentive program, whichever is later.

Amend RSA 151-E:13 as inserted by section 11 of the bill by replacing it with the following:

151-E:13 Medicaid Quality Incentive Program.

I. The department shall implement a medicaid quality incentive program to assist all non-state owned nursing facilities with expenditures for medicaid residents to maintain and enhance their quality of care. The funds available to support this program shall be from the nursing facility trust fund established in RSA 151-E:14.

II.(a) For governmental facilities, the medicaid quality incentive paid to a facility shall be based on the percentage of the facility's medicaid bed days to the facility's total bed days, weighted by the facility's medicaid bed days. The resultant bed days as a percentage of all facility medicaid bed days weighted in this same fashion for all facilities is the basis of allocation. The total amount to be allocated among the non-governmental facilities shall be determined by the allocation method for governmental facilities described in this paragraph. These amounts shall be totaled for all the non-governmental facilities and shall then be allocated among the non-governmental facilities as described in subparagraph (b).

(b) For non-governmental facilities, the medicaid quality incentive payment shall be based upon the facility's medicaid bed days as a percentage of all medicaid bed days in non-governmental facilities.

(c) Notwithstanding RSA 151-E:13, II(a) or (b), if the obtaining of federal approval of the assessment or the maintaining of the ongoing validity of the medicaid quality incentive program can be effectuated only by such action, the fiscal committee of the general court is authorized to establish that the medicaid quality incentive payment to both governmental and non-governmental facilities shall be done according to the following formula, and such payments shall thereafter be made in accordance with this formula: the medicaid quality incentive paid to a facility shall be based on the percentage of the facility's medicaid bed days to the facility's total bed days, weighted by the facility's medicaid

bed days. The resultant bed days as a percentage of all facility medic-aid bed days weighted in this same fashion for all facilities is the basis of allocation.

III. Within 15 days after the close of each quarter the commissioner of administrative services shall certify to the governor and the commissioner of health and human services the amount available to support the medicaid quality incentive program. The amounts certified are hereby appropriated to the department of health and human services for the purpose of implementing the medicaid quality incentive program and the governor is authorized to draw warrants for said sums out of any money in the treasury not otherwise appropriated. The department of health and human services shall designate a specific budget class line for the medicaid quality incentive program.

IV. When the funds for the medicaid quality incentive program are made available, the department of health and human services shall immediately distribute them to eligible facilities together with any matching federal funds that may be available to support the program. The medicaid quality incentive program funds shall be distributed no later than 30 days after the close of each quarter.

V. Notwithstanding the obligation of the counties to fund services pursuant to RSA 167:18-b, the counties shall not contribute toward the cost of the medicaid quality incentive program.

Amend the bill by inserting after section 23 the following and renumbering the original section 24 to read as 25:

24 Initial Appointment of Chief Information Officer. Notwithstanding RSA 4-D:1, I as inserted by section 15 of this act, the person designated by the governor as the chief information officer as of the effective date of this section shall continue to serve as such chief information officer under RSA 4-D. Any subsequent appointment of a chief information officer shall be in accordance with RSA 4-D:1, I.

The signatures below attest to the authenticity of this Report on HB 663-FN-A-LOCAL, an act relative to county and state funding of long term care medicaid programs.

*Conferees on the Part
of the Senate*

Sen. Odell, Dist. 8

Sen. Flanders, Dist. 7

Sen. D'Allesandro, Dist. 20

*Conferees on the Part
of the House*

Rep. J. Gilbert, Rock. 83

Rep. Gibson, Hills. 58

Rep. O'Neil, Rock. 85

Rep. Kurk, Hills. 48

Senator Odell moved adoption.

Adopted.

June 17, 2003

2003-2199-CofC

10/04

Committee of Conference Report on HB 79, an act relative to the regulation of the installation and servicing of fire suppression systems.

Recommendation:

That the House recede from its position of nonconcurrence with the Senate amendment, and concur with the Senate amendment, and

That the Senate and House adopt the following new amendment to the bill as amended by the Senate, and pass the bill as so amended:

Amend the bill by replacing all after the enacting clause with the following:

1 New Paragraphs; Plumber's Board; Water Treatment System Installers. Amend RSA 329-A:2 by inserting after paragraph V the following new paragraphs:

VI. "Water treatment system" means any apparatus for treating or processing water to modify, enhance, or improve its quality or to meet a specific water quality need, desire, or standard, and the pipes, fittings, and other components servicing such apparatus.

VII. "Water treatment technician" means any person who installs, maintains, or repairs water treatment systems.

VIII. "Water treatment trainee" means any person who is engaged in learning about and assisting in installing, maintaining, or repairing water treatment systems under the direct supervision of a water treatment technician certified under this chapter.

2 Fees. Amend RSA 329-A:5-a to read as follows:

329-A:5-a Fees. The board shall establish fees for examination of applicants, for licensure and for renewal of licensure to practice under this chapter, ***for certification and renewal of certification under this chapter***, and for transcribing and transferring records and other services. The fees established by the board shall be sufficient to produce estimated revenues equal to 125 percent of the direct operating expenses of the board for the previous fiscal year. ***The fee for the annual renewal of certification issued to persons certified as water treatment technicians shall not be more than the fee for the annual renewal of licenses issued to journeyman plumbers.***

3 Examinations and Licenses. Amend RSA 329-A:7 to read as follows:

329-A:7 Examinations; Licenses ***and Certificates***. The board shall have authority to examine and license master plumbers and journeyman plumbers, ***and to certify water treatment technicians***. When issued, such license shall be valid throughout the state, and the licensee shall be entitled to perform the work of a master or journeyman plumber, as the case may be, anywhere within the state without any payment or additional fee. Each applicant for a license shall present to the secretary of the board on a blank furnished by the board a written application for license, containing such information as the board may require, accompanied by the required fee. Such examinations shall be held at such times and places as the board shall determine. The scope of such examinations and the methods of procedure shall be prescribed by the board, ***provided that the scope of examination of water treatment technicians shall be limited to the configuration and installation of water treatment systems and the provisions of this chapter and the rules adopted by the board that relate to water treatment systems.***

4 Licenses; Master Plumbers. Amend RSA 329-A:8 to read as follows:

329-A:8 Licenses; Master Plumbers. Any person who, having held a journeyman plumber's license for at least 6 months, shall, upon the payment of a fee established by the board, be entitled to an examination and, if found qualified by a majority of the board members, be licensed as a master plumber. A license issued under this section shall be publicly displayed at the licensee's principal place of business for as long as such business continues. Any person refused a license may be reexamined ~~at any subsequent meeting of the board within one year of the time of the refusal without additional fee and thereafter may be examined~~ as often as ~~[he]~~ ***such person*** may desire upon payment of a fee established by the board.

5 Licenses; Journeyman Plumbers. Amend RSA 329-A:9 to read as follows:

329-A:9 Licenses; Journeyman Plumbers. Any person who, having successfully completed his *or her* apprenticeship in plumbing, has received an official completion certificate from the organization conducting the program shall, upon payment of a fee established by the board, be entitled to examination and, if found qualified by a majority of the board members, be licensed as a journeyman plumber. A license issued under this section shall be carried on the person licensed and displayed at any time upon request. Any journeyman plumber refused a license may be reexamined ~~[at any subsequent meeting of the board within one year of the time of the refusal without additional fee and thereafter may be examined]~~ as often as he *or she* may desire upon payment of a fee established by the board.

6 New Section; Water Treatment Technicians; Examinations. Amend RSA 329-A by inserting after section 9 the following new section:

329-A:9-a Certification of Water Treatment Technicians; Examinations.

I. Any person who has acted as a water treatment trainee for a period of not less than one year shall, upon payment of a fee established by the board, be entitled to examination and, upon achieving the passing score on the examination, be certified as a water treatment technician. A certificate issued under this section shall be carried on the person and displayed at any time upon request. Any person failing to achieve the passing score on the examination may be examined as often as he or she may desire upon payment of a fee established by the board. The scope of such examination and the methods of procedure shall be prescribed by the board, provided, however, that the scope of the examination of water treatment technicians shall be limited to the configuration and installation of water treatment systems and the provisions of this chapter and the rules adopted by the board that relate to water treatment systems.

II. The title "certified water treatment technician" shall be used only by persons certified under this chapter. No person shall continue to represent himself or herself as a certified water treatment technician after certification has been revoked or nonrenewed under this chapter.

III. The board may issue certification without examination to a corporation, partnership, limited liability company, or other business entity that installs, maintains or repairs water treatment systems, provided the entity designates one employee certified under this chapter who is responsible for the entity's compliance with this chapter and the rules adopted by the board. Within 30 days after termination of employment of such employee by such entity, he or she shall give notice thereof to the board and, if no other employee certified under this chapter, the entity shall not represent itself as employing certified water treatment technicians until some other employee has obtained certification. Notwithstanding any other provision of this chapter, the board shall not require an additional fee for an entity that installs, maintains, or repairs water treatment systems where the person certified under this chapter is the sole owner of the entity.

7 Water Treatment Technician Certification; Renewal. Amend RSA 329-A:11 to read as follows:

329-A:11 Expiration and Renewal. Notwithstanding any outstanding license *or certification* to the contrary, all licenses *or certificates* issued by the board shall expire on the last day of the month of the licensee's *or certificate holder's* birth, but may be renewed during the following month, retroactive to the first day of the month. The fee for renewal of all licenses *or certificates* issued under this chapter shall be established

by the board. Upon failure to pay the renewal fee within the required period, a licensee *or certificate holder* may renew his *or her* license *or certificate* by submitting the required fee plus \$10 before the last day of the second month following the month of his *or her* birth. Any application received thereafter shall be rejected, unless accompanied by proof of successful completion of the examination required under RSA 329-A:7.

8 Disciplinary Action; Certification Added. Amend RSA 329-A:12 to read as follows:

329-A:12 Disciplinary Action.

I. The board may undertake disciplinary proceedings:

(a) Upon its own initiative; or

(b) Upon written complaint of any person which charges that a person licensed *or certified* by the board has committed misconduct under paragraph II and which specifies the grounds therefor.

II. Misconduct sufficient to support disciplinary proceedings under this section shall include:

(a) The practice of fraud or deceit in procuring or attempting to procure a license *or certificate* to practice under this chapter;

(b) Conviction of a felony or any offense involving moral turpitude;

(c) Any unprofessional conduct, or dishonorable conduct unworthy of, and affecting the practice of, the profession;

(d) Unfitness or incompetency by reason of negligent habits or other causes; or negligent or willful acts performed in a manner inconsistent with the health or safety of persons under the care of the licensee *or certificate holder*;

(e) Addiction to the use of alcohol or other habit-forming drugs to a degree which renders him *or her* unfit to practice under this chapter;

(f) Mental or physical incompetency to practice under this chapter;

(g) Willful or repeated violation of the provisions of this chapter; or

(h) Suspension or revocation of a license, similar to one issued under this chapter, in another jurisdiction and not reinstated.

III. The board may take disciplinary action in any one or more of the following ways:

(a) By reprimand;

(b) By suspension, limitation or restriction of license *or certification* for a period of up to 5 years;

(c) By revocation of license *or certification*; or

(d) By requiring the person to participate in a program of continuing education in the area or areas in which he *or she* has been found deficient.

9 Exceptions. Amend RSA 329-A:13, V to read as follows:

V. To persons engaged in the installation of any heating, cooling, air conditioning or domestic water heating systems, whether solar, oil, gas or electric, and persons engaged in the installation and servicing of ~~[water softeners or]~~ *water treatment systems* or swimming pools.

10 New Paragraph; Penalties. Amend RSA 329-A:18 by inserting after paragraph I the following new paragraph:

I-a. Any person, corporation, partnership, limited liability company or other legal entity that represents itself as being certified water treatment technicians without first having obtained certification issued under this chapter or procures any such certificate wrongfully or by fraud, shall be guilty of a violation.

11 New Paragraph; Exceptions. Amend RSA 329-A:13 by inserting after paragraph VI the following new paragraph:

VII. To employees of public drinking water systems and public water system operators certified by the department of environmental services for drinking water treatment.

12 New Paragraph; Rulemaking. Amend RSA 329-A:14 by inserting after paragraph II the following new paragraph:

II-a. The application procedure for certification as a water treatment technician, and the renewal procedure for such certification;

13 Committee Established. There is established a committee to study the regulation of the installation and servicing of fire detection and suppression systems and to study the licensure of water treatment technicians.

I. The members of the committee shall be as follows:

(a) Three members of the house of representatives, appointed by the speaker of the house.

(b) One member of the senate, appointed by the president of the senate.

II. Members of the committee shall receive mileage at the legislative rate when attending to the duties of the committee.

III. The committee shall study the industry need for:

(a) Regulation of the installation and servicing of fire detection and suppression systems.

(b) Licensure of water treatment technicians.

IV. The members of the study committee shall elect a chairperson from among the members. The first meeting of the committee shall be called by the first-named house member. The first meeting of the committee shall be held within 45 days of the effective date of this section. Three members of the committee shall constitute a quorum.

V. The committee shall report its findings and any recommendations for proposed legislation to the speaker of the house of representatives, the senate president, the house clerk, the senate clerk, the governor, and the state library on or before November 1, 2003.

14 Effective Date.

I. Section 13 of this act shall take effect upon its passage.

II. The remainder of this act shall take effect January 1, 2004.

The signatures below attest to the authenticity of this Report on HB 79, an act relative to the regulation of the installation and servicing of fire suppression systems.

*Conferees on the Part
of the Senate*

Sen. Prescott, Dist. 23

Sen. Kenney, Dist. 3

Sen. Estabrook, Dist. 21

*Conferees on the Part
of the House*

Rep. O'Neil, Rock. 85

Rep. Hall, Hills. 58

Rep. N. Allan, Hills. 63

Rep. DeJoie, Merr. 39

2003-2199-CofC

AMENDED ANALYSIS

This bill regulates water treatment equipment installers by the plumber's board. The bill also establishes a committee to study the regulation of the installation and servicing of fire detection and suppression systems and the licensure of water treatment technicians.

Senator Prescott moved adoption.

Adopted.

June 13, 2003
2003-2119-CofC
09/01

Committee of Conference Report on HB 81-FN-A, an act setting the rate for the medicaid enhancement tax for the biennium ending June 30, 2005.

Recommendation:

That the House recede from its position of nonconcurrency with the Senate amendment, and concur with the Senate amendment, and

That the Senate and House each pass the bill as amended by the Senate.

The signatures below attest to the authenticity of this Report on HB 81-FN-A, an act setting the rate for the medicaid enhancement tax for the biennium ending June 30, 2005.

*Conferees on the Part
of the Senate*

Sen. D'Allesandro, Dist. 20

Sen. Gallus, Dist. 1

Sen. Odell, Dist. 8

*Conferees on the Part
of the House*

Rep. Roessner, Rock. 83

Rep. Griffin, Rock. 76

Rep. C. Pappas, Hills. 49

Rep. D. Eaton, Ches. 24

Senator D'Allesandro moved adoption.

Adopted.

June 12, 2003
2003-2094-CofC
04/05

Committee of Conference Report on HB 135-FN-LOCAL, an act relative to charter schools.

Recommendation:

That the House recede from its position of nonconcurrency with the Senate amendment, and concur with the Senate amendment, and

That the Senate and House adopt the following new amendment to the bill as amended by the Senate, and pass the bill as so amended:

Amend RSA 194-B:3-a, II as inserted by section 1 of the bill by replacing it with the following:

II. The proposed charter school application shall be presented for approval directly to the state board of education by the applicant for the prospective charter school. The content of such application shall conform to the requirements set forth in RSA 194-B:3, II(a)-(bb). The department of education shall notify an applicant of any missing information within 10 days of the initial filing. The applicant shall file any missing information before the department reviews the application.

Amend RSA 194-B:3-a, IV as inserted by section 1 of the bill by replacing it with the following:

IV. The state board of education shall either approve or deny an application based on the criteria set forth in RSA 194-B:1-a. Approval of an application constitutes the granting of charter status and the right to operate as a charter school. The state board of education shall notify all applicants of its decision, and shall include in any notice of denial a statement that the applicant may reapply under RSA 194-B:3, RSA 194-B:4, or under this section in a subsequent year.

The signatures below attest to the authenticity of this Report on HB 135-FN-LOCAL, an act relative to charter schools.

*Conferees on the Part
of the Senate*

Sen. O'Hearn, Dist. 12

Sen. Johnson, Dist. 2

Sen. Flanders, Dist. 7

*Conferees on the Part
of the House*

Rep. Alger, Graf. 14

Rep. Laurent, Ches. 24

Rep. Snyder, Straf. 67

Rep. Dodge, Rock. 80

Senator O'Hearn moved adoption.

SENATOR D'ALLESANDRO: Thank you Mr. President. I rise in hopes that we nonconcur on this peice of legislation. As a former school board member in my community, it seems to me that having gone through this debate on educational funding and having taken such pains to look at each local community, here we are thinking of concurring on a piece of legislation that bypasses the local community and the local communities right to voice its opposition or its support for a charter school. I don't think that is right. I don't think it is the right thing to do. We talk about funding of schools, we are talking about a level of funding of schools, and yet at this particular point in time, what we are asking is concurrence on a piece of legislation that could create twenty new schools over a period of time. Those schools would take funding from the local communities where we have just sent funding, and they would be doing this without the consent of the local community. That is something that this legislature should be opposed to. We pride ourselves in representing the local communities that elected us here, yet if we vote for this concurrence, what we are saying to our local community is you don't have a say. We have taken that away from you and given it to the State Board of Education. I don't think that is the right thing to do. I don't think that is what people sent us here to do. Thank you Mr. President.

SENATOR O'HEARN: Thank you Mr. President. I ask that people support HB 135 Committee of Conference Report. It is as the Senate has passed it. We have had this debate. I will remind those people who are unsure of charter schools, that charter schools are public schools, and these are public schools that I think that we should be supporting at this time. It is time to move forward with this and I ask for your support.

SENATOR LARSEN: I rise to oppose HB 135. I served on this Conference Committee and of course through our work in Senate Education, we have had great discussions on charter schools. I don't have a problem with charter schools that are public schools, I believe that we need to create alternatives, but if the state is going to create those alternatives, the state should pay for them. What we are creating in this bill, is a State Board of Education that will have the authority to approve a charter school over the objections possibly of your local community. They will say "your community is going to have this whether you voted for it or not". There is no vote under this system, for the local community to approve a charter school. It is the State Board of Education. And by the way, local communities, we are approving this, but you have to take money out of your student grants...what you are currently using to operate your schools, keep the heat, lights and teachers salaries, you now have to take some of that and pay for this charter school. Many of those communities are going to see the impact that operating two schools has on their community, yet they are not going to have a vote about it. I had been saying that if in the state budget, there was adequate funds to pay for charter schools as public schools, and the state paid for public schools, then charter schools would work, but this doesn't do that, and there is not enough in the state budget for charter schools to be paid for through

the state, so local communities are going to be paying for these schools, but local communities are not going to have their say over whatever happens to them. That is the problem with this charter school bill. That is why I am voting no on HB 135.

Question is on the adoption of the Committee of Conference Report.

A roll call was requested by Senator O'Hearn.

Seconded by Senator Foster.

The following Senators voted Yes: Gallus, Johnson, Kenney, Boyce, Green, Flanders, Odell, Roberge, Peterson, O'Hearn, Clegg, Gatsas, Barnes, Martel, Sapareto, Morse, Prescott.

The following Senators voted No: Below, Foster, Larsen, D'Allesandro, Estabrook, Cohen.

Yeas: 17 - Nays: 6

Adopted.

June 12, 2003

2003-2074-CofC

04/09

Committee of Conference Report on HB 139, an act relative to the collection and reporting of school drop-out, suspension, and expulsion data and relative to deadlines for submitting certain reports to the department of education.

Recommendation:

That the House recede from its position of nonconcurrency with the Senate amendment, and

That the Senate recede from its position in adopting its amendment to the bill, and

That the Senate and House adopt the following new amendment to the bill as amended by the House, and pass the bill as so amended:

Amend the bill by replacing all after the enacting clause with the following:

1 Delivery of an Adequate Education; Reporting of Certain Data. RSA 193-E:3 is repealed and reenacted to read as follows:

193-E:3 Delivery of an Adequate Education.

I. Annually, beginning with the 2002-2003 school year, each school district shall report data to the department of education at the school and district levels on the indicators set forth in this paragraph. The department of education shall develop a reasonable schedule to phase-in the reporting of new data required by federal law. The requirements for data keeping and the form of the report shall be established in accordance with rules adopted by the state board of education. Indicators shall include the following areas:

(a) Attendance rates.

(b) Annual and cumulative drop-out rates of high school pupils and annual drop-out rates for pupils in grades 7 and 8.

(c) School environment indicators, such as safe-schools data.

(d) Number and percentage of graduating pupils going on to post-secondary education, military service, and advanced placement participation.

(e) Performance on state tests administered pursuant to RSA 193-C and other standardized tests administered at local option.

(f) Expulsion and suspension rates, including in-school and out of school suspensions, which shall be reported for each school year.

(g) Number and percentage of classes taught by highly qualified teachers.

(h) Teacher and administrative turnover rates at the school and district levels.

II. The department of education, with the approval of the legislative oversight committee established in RSA 193-C:7, may implement and report data on any additional indicators deemed relevant to the purposes of this section.

III. Not later than December 1, 2003, and annually thereafter, the department of education shall issue a public report on the condition of education statewide and on a district-by-district and school-by-school basis. This report shall be entitled "New Hampshire School District Profiles" and shall be made available at every school administrative unit for public review. It shall include demographic and pupil performance data reported in paragraph I and other relevant statistics as determined by the department of education. Comparisons with state averages shall be provided for all data reported. Comparisons of each district and school to itself based on its own statewide improvement and assessment performance for the prior school year and its most recent three-year rolling averages shall be provided. Statewide rankings of each district and school shall be provided, including a statewide ranking of each school and school district based on the percentage increase of improvement as compared with the same school district's performance in the previous year. The report shall be organized and presented in a manner that is easily understood by the public and that assists each school district with the identification of trends, strengths, and weaknesses and the development of its local school education improvement plan.

IV. Data reported in paragraph I shall be disaggregated as required by federal law and shall include numbers and percentages of pupils with disabilities, limited English proficient pupils, pupils in advanced placement programs, economically disadvantaged pupils, and pupils of major racial and ethnic groups.

V. In order to reduce school districts' administrative time and costs, the department of education shall develop and utilize user-friendly, computer forms and programs to collect the data set forth in paragraph I and all enrollment and cost data related to determining the cost of an adequate education.

2 Statistical Reports. RSA 189:28 is repealed and reenacted to read as follows:

189:28 Statistical Reports; Failure to File Report.

I. School boards of every school district, city, or the board of trustees of approved public academies, shall, on or before August 1 in each year, submit to the department of education those statistical reports necessary to compute the average daily membership of pupils attending each school district, and the average daily membership of pupils resident in each school district. Information relating to the fall enrollment, drop-outs, teacher and administrator census, and average teacher salary, as of October 1 of each school year, shall be submitted to the department of education on or before October 15.

II. The information needed to determine compliance with performance or accountability measures of the school district, city, or public academy under RSA 193-E:3 or federal law, shall be submitted to the department of education in a timely manner as determined by the department of edu-

cation. The state board of education shall ensure the accuracy and completeness of such data and shall take enforcement or other actions when necessary, including verification checks, for the purpose of enforcing the provisions of this section. If the department of education requests verification of information relevant to reports submitted, the school district, city, or public academy shall provide corrected information or verification within 10 business days of such request. A school district, city, or public academy shall maintain files of all records, data, and other information submitted pursuant to this section for not less than 5 years from the date of submission. The state board of education shall have access to such records, data, and information for the purpose of ensuring the accuracy of reported information.

III. Each statistical report submitted under this section shall include a certification, signed by the superintendent of the school district, that states: "I certify, under the pains and penalties of perjury, that all of the information contained in this document is true, accurate, and complete." The statistical report shall also include a certification, signed by the chairperson of the school district's governing body or the chairperson of the board of trustees of approved public academies, that states: "I certify, that, to the best of my knowledge, all of the information contained in this document is true, accurate, and complete."

IV. The commissioner of the department of education may grant a school district, city, or public academy up to a 30-day extension of the reporting deadline set forth in paragraph I. The commissioner of the department of education shall notify the governing body of the school district, city, or public academy that all state aid to education and all federal aid, if the report is required by federal law, shall be withheld until such time as complete and accurate information is submitted.

3 Submission of Data. Amend RSA 198:45 is repealed and reenacted to read as follows:

198:45 Submission of Data. School boards of every school district or city and the board of trustees of approved public academies shall submit all records, data, or other information required under this subdivision in accordance with the provisions of RSA 189:28.

4 Penalty for Failure to File Report. RSA 198:4-f is repealed and reenacted to read as follows:

198:4-f Penalty for Failure to File Report. A school district, city, or public academy shall file the report due under RSA 198:4-d, III no later than September 1 of each year. For just cause, the commissioner of the department of education may grant a school district, city, or public academy up to a 30-day extension to this reporting deadline. The commissioner may further extend the deadline when unusual or unforeseen circumstances prevent a school district, city, or public academy from submitting the required report before the expiration of the extension provided in this section. The commissioner shall notify the governing body of the school district, city, or public academy that all state aid to education shall be withheld until complete and accurate information is submitted.

5 Policy and Purpose. The general court hereby establishes a statewide accountability system to ensure that public schools are providing all students an opportunity to receive an adequate public education as set forth in RSA 193-E:1-2. A comprehensive, statewide educational accountability system should include:

I. Statewide performance targets for all schools.

II. Systematic measurement of school performance at the state and local level using multiple valid measures.

III. Reporting on pupil performance at the school, school district, and state levels.

IV. The opportunity for schools that are not making satisfactory progress toward statutory statewide performance targets to receive assistance from the state, including assistance with the development, implementation, and evaluation of local education improvement plans designed to meet statewide performance targets and any performance targets developed locally to meet identified educational needs.

V. A statewide system of recognition of achievement for schools that meet or exceed statewide performance targets and strategic responses for schools that do not meet these targets.

6 New Chapter; School Performance and Accountability. Amend RSA by inserting after chapter 193-F the following new chapter:

CHAPTER 193-G

SCHOOL PERFORMANCE AND ACCOUNTABILITY

193-G:1 Definitions. In this chapter:

I. "Commissioner" means the commissioner of the department of education.

II. "Department" means the department of education.

III. "Highly qualified teacher" means a person who is certified by the local school board and who has demonstrated, through a process approved by the department of education, teaching skills in the core subjects of instruction.

IV. "Statewide assessment" means the New Hampshire education improvement and assessment program as established under RSA 193-C.

193-G:2 Statewide Performance Targets.

I. On or before the 2013-2014 school year, schools shall ensure that all pupils are performing at the basic level or above on the statewide assessment as established in RSA 193-C.

II. In addition to the requirements of paragraph I, schools shall meet statewide performance targets as approved by the legislative oversight committee established in RSA 193-C and thereafter, established in rules adopted by the state board of education pursuant to RSA 541-A.

III. Schools shall meet statewide performance targets as approved by the legislative oversight committee established in RSA 193-C and thereafter, established in the rules adopted by the state board of education pursuant to RSA 541-A, relative to the statewide assessment.

IV. Schools shall meet statewide performance targets as approved by the legislative oversight committee established in RSA 193-C and thereafter, established in the rules adopted by the state board of education pursuant to RSA 541-A, relative to attendance rate.

V. Schools shall meet statewide performance targets as approved by the legislative oversight committee established in RSA 193-C and thereafter, established in the rules adopted by the state board of education pursuant to RSA 541-A, relative to the percentage of pupils who graduate with a regular diploma from an approved high school.

VI. Notwithstanding RSA 541-A, the state board of education shall receive approval from the legislative oversight committee established in RSA 193-C prior to the submission of any rules to the joint legislative committee on administrative rules relative to statewide performance targets required under this section.

193-G:3 Identification and Public Disclosure of Schools in Need of Improvement.

I. The commissioner shall annually compile and disseminate to the governor and council, the president of the senate, the speaker of the

house, local school boards, superintendents of schools, the public, and shall make available on the department website, a list of schools that are not meeting the statewide performance targets established in RSA 193-G:2.

II. A school or school district designated by the commissioner as not meeting statewide performance targets shall have 30 days from the date of the report to appeal such designation to the state board of education.

193-G:4 Local Education Improvement Plan; Strategic Responses.

I.(a) A school or school district shall have one year from the date that a school or school district has been designated as in need of improvement pursuant to RSA 193-G:3 to take action to remedy identified problems at the local level. The school or school district shall create a plan that identifies actions that it intends to correct the areas of concern. This plan shall be submitted to the state board within 90 days of the date that the school or school district was designated as in need of improvement. If the plan does not sufficiently address the areas of concern, the state board shall disapprove the plan within 30 days. If the state board disapproves the plan, the state board's designee shall work with the school or school district to amend the plan so that it meets state board approval. One year following the designation, if the school or school district is not making satisfactory progress in implementing its plan, the commissioner of education shall issue a notice to the school or school district and shall initiate a process for providing assistance pursuant to paragraph II; or

(b) If a school or school district has been designated as in need of improvement, then the school or school district may request assistance from the department of education. The department shall provide technical assistance to those schools that request assistance under this section.

(c) On or before the one year anniversary of being designated as a school or school district in need of improvement, the commissioner shall designate a progress review team to evaluate the implementation of the improvement plans and the progress toward state performance targets. The progress review team shall deliver a report to the state board. This report shall include evidence of satisfactory implementation and progress towards state performance targets or lack thereof and recommendations regarding future actions pursuant to II(b).

II. The department of education and the state board of education shall work cooperatively with the school or school district to provide assistance as follows:

(a) Within 30 days of a school district's request for assistance pursuant to paragraph I(b), the commissioner of education may appoint a peer review team to review the educational programming and effectiveness of the school or school district. In cooperation with local officials, the team shall prepare and present a report at a regularly scheduled public meeting of the local school board and to the state board. This report shall be issued within 30 days of the team's appointment. Based on this report, the school or school district and superintendent shall, within 90 days of the issuance of the report, prepare a corrective action plan and submit it to the state board for approval. If the plan is not approved, the school or school district may revise the plan and resubmit it to the state board. The school or school district may decide to implement the corrective action plan on its own, through the use of a technical assistance advisor, or through the use of a peer review team. Any such decision shall be included in the corrective action plan.

(b) If the state board does not approve a corrective action plan in accordance with paragraphs I(a) or II(a), or upon the state board's adoption of a progress review team recommendations, the commissioner of

education shall work with the school or school district to revise the corrective action plan. If the school or school district does not revise the corrective action plan within 60 days or the state board does not approve the revised corrective action plan, then the commissioner of education shall submit in a timely manner a corrective action plan, including methods for implementing it, to the state board for approval. The state board shall direct the school board to implement the plan pursuant to RSA 186:5.

III. At a minimum, the corrective action plan filed by the commissioner shall:

(a) Identify the area in which the school failed to meet the annual statewide performance targets established under RSA 193-G:2.

(b) Identify and describe the strategy the school intends to implement to improve its performance.

(c) Establish and explain a strategy designed to promote family and community involvement.

(d) Detail how the school district budget reflects the goals of the local education improvement plan.

IV. In addition to the provisions of subparagraph I(b), each plan may include the following elements:

(a) The school's curriculum including curricular priorities and instructional materials.

(b) Instructional models that incorporate research-based practices that have been proven to be effective in improving student achievement.

(c) Formal and informal opportunities to assess and monitor each child's progress.

(d) Evidence of data-based decisions.

(e) Structural reform strategies that may include schedule, organization, support mechanisms, and resources.

(f) Shared leadership structure to support school improvement.

(g) Professional development that is aligned with school improvement goals.

(h) External support and resources based on their effectiveness and alignment with school improvement plan.

(i) Extended learning activities for students.

193-G:5 Powers of the Department of Education. Nothing in this chapter shall be construed to permit either the department of education or the state board of education to take control of the daily operations of any local public school.

7 New Subparagraphs; Statewide Education Improvement and Assessment Program; Program Goals Amended. Amend RSA 193-C:3, IV by inserting after subparagraph (h) the following new subparagraphs:

(i) At the end of grade 3, to determine if pupils are reading at grade level on a standardized reading test to be developed by the department as part of a statewide assessment system.

(j) At the school, district, and state levels, to provide performance reports on specific subgroups of pupils as required by federal law.

8 Statewide Education Improvement and Assessment; Duties of the Legislative Oversight Committee. RSA 193-C:8-9 are repealed and reenacted to read as follows:

193-C:8 Duties of the Legislative Oversight Committee. The committee shall:

I. Review the development and implementation of the school performance and accountability program set forth in RSA 193-G to ensure compliance with state and federal law. Implementation of the program shall be in conjunction with the committee's review.

II. Review the provisions of RSA 193-G and submit a report of such review annually to the speaker of the house of representatives, the president of the senate, the governor, and the chairpersons of the house and senate education committees.

III. Propose legislation that is needed as a result of the review of the progress and results of the policies implemented under this chapter and under RSA 193-G, including any changes necessitated by federal law.

IV. Confer with the commissioner and the state board of education to identify operational principles which should guide the work of the department of education in supporting improved school performance and accountability.

V. Analyze existing department of education programs and initiatives which support improved school performance and accountability.

VI. Receive reports from the commissioner regarding the status of public education in New Hampshire, updates on the improvement made by local school districts toward achieving satisfactory progress in statewide student performance under RSA 193-G:2 and status reports on the on-going issues and implications of school accountability at the state and federal level. Reports by the commissioner shall occur at least once annually or more frequently as needed, as determined by the committee and the commissioner.

VII. Review and approve statewide performance targets required under RSA 193-G:2 developed by the department of education and recommended to the legislative oversight committee by the state board of education.

VIII. Receive reports from the state board of education including rules recommended by the department to be adopted by the state board of education under RSA 541-A relative to statewide performance targets required under RSA 193-G:2. The legislative oversight committee shall propose legislation to be submitted to establish such statewide performance targets in state statute during the legislative session following the approval of any recommendations which the state board of education is required to make.

193-C:9 Local Education Improvement and Assessment Plan; Local Education Improvement Fund.

I. There is hereby established a local education improvement fund in the state treasury for the purpose of providing assistance to local school districts. This fund shall be nonlapsing.

II.(a) The department of education is authorized to use the amount transferred to the education improvement fund, in addition to any available federal funds for similar purposes, for any of the following purposes:

(1) To support and administer the local education improvement plan program.

(2) To collect, analyze, and report the demographic and educational improvement data.

(3) To assist local school staff with the analysis and use of school performance data.

(4) To provide grants as available to school districts for local school improvement.

(5) To provide a system of annual recognition to identify best practices and promote school improvement.

(b) For the biennium beginning July 1, 2003, and every biennium thereafter, appropriations from the fund shall be authorized by the legislative fiscal committee and the governor and council.

(c) Moneys transferred to the education improvement fund shall not be transferred, diverted, or used for any purpose not specified in this section.

III. The priority for the use of any state funds shall be given to lower-performing non Title I schools.

9 Repeal. The following are repealed:

I. RSA 194:23-d, relative to state financial aid.

II. Section 10 of this act, relative to the department of education investigation of gains-based testing.

10 Department of Education; Gains-Based Testing. The commissioner of the department of education shall investigate the feasibility of gains-based testing in meeting the needs of a statewide testing program. The commissioner shall report all findings and recommendations to the house and senate education committees no later than November 1 of each year.

11 School Accountability; Appropriation. The commissioner of the department of education is authorized to expend funds appropriated in fiscal years 2004 and 2005 under PAU 06, 03, 02, 02, 02, class 97 for local education improvement to implement the school performance and accountability program in sections 6-10 of this act.

12 Effective Date.

I. Paragraph II of section 9 of this act shall take effect June 30, 2005.

II. The remainder of this act shall take effect upon its passage.

The signatures below attest to the authenticity of this Report on HB 139, an act relative to the collection and reporting of school drop-out, suspension, and expulsion data and relative to deadlines for submitting certain reports to the department of education.

*Conferees on the Part
of the Senate*

Sen. O'Hearn, Dist. 12

Sen. Green, Dist. 6

Sen. Foster, Dist. 13

*Conferees on the Part
of the House*

Rep. S. L'Heureux, Merr. 37

Rep. Naro, Graf. 15

Rep. Carson, Rock. 75

Rep. M. Carter, Hills. 44

2003-2074-CofC

AMENDED ANALYSIS

This bill provides for the collection and reporting of certain school drop-out, suspension, and expulsion data and makes certain changes to the deadlines for school districts and cities to submit certain reports to the department of education. This bill also establishes a statewide education accountability system which includes school performance standards, the creation of an education improvement fund, and the development of a local school improvement plan in each school district.

Senator O'Hearn moved adoption.

SENATOR ESTABROOK: Thank you Mr. President. It is with great pleasure that I rise to support this bill which members know that when the bill left the Senate I had some very deep concerns. I was concerned that the improvement plans required of local districts were not being commented on by the Department of Education. The districts were not receiving the support that they needed on those plans, and I was also very concerned about the issue of establishing the targets to meet the No Child Left Behind law. The original Senate version had that decision left solely to the State Board. The version that has emerged from the Committee of Conference, quite ironically on a bill that I am co-sponsor of, is a strong school accountability measure, and I applaud the efforts of the Conference Committee in arriving at that. It calls for the

State Department of Education, through the Commissioner's Office, with the approval of the State Board, to provide mandatory assistance to school districts. This is the point that has been so difficult to achieve in the past. It also has inserted the Legislative Oversight Committee into the process of setting up those targets for performance. I think that is a really excellent skeleton structure that we can build on to try and keep New Hampshire in compliance with the federal law while steering our own ship. So I just wanted to express my support for the bill and thank the chair and members of the committee, and express how pleased I am that we now have a strong school accountability measure in New Hampshire.

SENATOR O'HEARN: Thank you Mr. President. I remember when the first time was that we had passed school funding, we could not get an accountability through. I know that Senator Estabrook and I have been on the same side of the table and on different sides of the table with this one. I think that we ought to look at this as a good day in history that we are passing a funding bill along with an accountability bill, which is something we haven't been able to do since the Claremont II decision. I thank the people that have worked on this and it is great to move forward. Thank you.

Adopted.

June 13, 2003
2003-2120-CofC
09/01

Committee of Conference Report on HB 173, an act making technical corrections relative to the exception from the meals and rooms tax for gratuities.

Recommendation:

That the House recede from its position of nonconcurrence with the Senate amendment, and concur with the Senate amendment, and

That the Senate and House each pass the bill as amended by the Senate.

The signatures below attest to the authenticity of this Report on HB 173, an act making technical corrections relative to the exception from the meals and rooms tax for gratuities.

*Conferees on the Part
of the Senate*

Sen. D'Allesandro, Dist. 20
 Sen. Gallus, Dist. 1
 Sen. Odell, Dist. 8

*Conferees on the Part
of the House*

Rep. Roessner, Rock. 83
 Rep. Hughes, Rock. 88
 Rep. Ingram, Rock. 76
 Rep. C. Hamm, Merr. 34

Senator D'Allesandro moved adoption.

Adopted.

June 17, 2003
2003-2204-CofC
10/03

Committee of Conference Report on HB 175, an act relative to membership of attorneys in the New Hampshire Bar Association and lobbying by the Bar Association.

Recommendation:

That the House recede from its position of nonconcurrence with the Senate amendment, and

That the Senate recede from its position in adopting its amendment to the bill, and

That the Senate and House each pass the bill as amended by the House.

The signatures below attest to the authenticity of this Report on HB 175, an act relative to membership of attorneys in the New Hampshire Bar Association and lobbying by the Bar Association.

*Conferees on the Part
of the Senate*

Sen. Roberge, Dist. 9
Sen. Clegg, Dist. 14
Sen. Flanders, Dist. 7

*Conferees on the Part
of the House*

Rep. Rowe, Hills. 47
Rep. Haytayan, Hills. 46
Rep. J. Pratt, Ches. 24
Rep. Mock, Carr. 4

Senator Roberge moved adoption.

SENATOR PETERSON: Thank you Mr. President. I rise in opposition to the Committee of Conference Report on HB 175. The Bar Association has indicated that they are willing to voluntarily put the question, which is the central issue of this bill. The question put to the lawyers whether or not they wish to remain a unified bar on their next ballot, when they next elect their officers. If we were to nonconcur with this, and thereby kill this bill, its main purpose would be carried forward voluntarily by the Bar Association. Unfortunately, if we move forward and pass the bill, we were advised by many distinguished attorneys, not the least at which being Fredrick Upton, during our hearings, that this bill will clearly be challenged and will likely be overturned on constitutional grounds, which, I think, would set back the purposes for which the bill was forwarded; therefore, I would ask my colleagues to join me in voting no on the pending motion. Thank you Mr. President.

SENATOR ROBERGE: Thank you Mr. President. If in fact you want a meaningful vote from the lawyers of New Hampshire about whether they want to be a member of the Bar, you will vote for this amendment. For the Supreme Court can take the vote, but they don't have to abide by it, by the version passed. We have three lawyers in the House, Representative J. Pratt, Representative Rowe who is the sponsor of the bill, and Representative Haytayan, all lawyers, and they were members of the Committee of Conference, and they are solely behind this bill. Every single lawyer that I have talked to on a personal basis, one-to-one, would like to be able to vote...and also they want their vote to be meaningful. They just don't want to take the vote and to have the Supreme Court decide what it is that they want to do with the vote. So I think that it is extremely important to make this a meaningful vote, and I ask you to please support this Committee of Conference. Thank you.

SENATOR LARSEN: I think like most of you, I received a letter from the Supreme Court, Office of General Counsel, arguing against this bill. I also have his remarks as presented to the Senate Judiciary Committee. One thing that he says is, "Yes, they would have a vote whether to de-unify, but the issue is..." I think that we can take them at their word that they would have this vote, but the issue, again, is not necessarily the separation of powers, but the section of Part I, Article 37 of our Constitution which says that the three branches of government are to operate "as separate from, and independent of, each other, as the nature of a free government will admit, or as is consistent with that chain of connection that binds the whole fabric of the constitution in one indissoluble bond of union and amity." What we have seen far too often this session is, we are forgetting the bonds of unity and amity which allow

for those three branches of government to stand tall and do their jobs. We are confronting the court with this bill in a way that is unnecessary. I think that it is wrong to...when we have been told that there will be a vote, for us to force this issue through passage of this bill. I urge you not to vote for HB 175.

SENATOR D'ALLESANDRO: Thank you Mr. President. I rise to speak against 175. What the Senate put together was an acceptable piece of legislation. The House took that out. As Senator Larsen alluded, the Bar has agreed to have an election. There are some parts of this bill that prohibit people from actually participating in the process. I don't think that we can do that. I don't think that is right. It is something that we can't do. I think it will not withstand a legal challenge. I don't think that it is a good piece of legislation as it is constructed, and I hope that we will nonconcur. Thank you Mr. President.

SENATOR CLEGG: Thank you Mr. President. I rise in favor of the Committee of Conference Report. I spoke today to some of the attorneys over in the House, as I did the day before when they approached me. They heard that the Bar Association has suddenly decided that they will have a vote. They said, "isn't it funny what happens when you apply a little pressure?" They also said that if you take the pressure off them, watch that promise go away. So I am asking you to support the Committee of Conference Report and give the attorneys in this state, the opportunity to decide their own fate. When we talk about constitutional and non-constitutional, no one has yet been able to show me in the constitution, where the judicial branch has the right to force anyone to join an organization in order to apply their trade. I stand in favor of the Committee of Conference Report, and hope that the rest of my colleagues will also. Thank you.

SENATOR MARTEL: Thank you Mr. President. I also stand in favor of HB 175 as it came out of the Committee of Conference. I had the opportunity, as other Senators in this Senate Chamber have, to discuss these very issues before attorneys, not only in the House next door, but I did get three calls from private attorneys who called me and asked me to support this bill. They thought that even though there was some minor discrepancies in the bill, the bill was still well enough written and strong enough to help them, okay, reach their goals with the Bar Association. Okay, and the Bar Association, in the way they do things. So I urge all my fellow Senators to please sit down and please support this bill. I ask them to please vote yes. Thank you Mr. President.

Recess.

Out of recess.

Question is on the adoption of the Committee of Conference Report.

A roll call was requested by Senator Peterson.

Seconded by Senator Larsen.

The following Senators voted Yes: Gallus, Johnson, Kenney, Boyce, Green, Flanders, Odell, Roberge, Clegg, Barnes, Martel, Morse, Prescott.

The following Senators voted No: Below, Peterson, O'Hearn, Foster, Larsen, Gatsas, Sapareto, D'Allesandro, Estabrook, Cohen.

Yeas: 13 - Nays: 10

Adopted.

June 10, 2003
2003-2042-CofC
01/04

Committee of Conference Report on HB 185, an act relative to pretermitted heirs.

Recommendation:

having considered the same, report the committee is unable to reach agreement.

The signatures below attest to the authenticity of this Report on HB 185, an act relative to pretermitted heirs.

*Conferees on the Part
of the Senate*

Sen. Peterson, Dist. 11

Sen. Roberge, Dist. 9

Sen. Foster, Dist. 13

*Conferees on the Part
of the House*

Rep. Rowe, Hills. 47

Rep. J. Pratt, Ches. 24

Rep. Haytayan, Hills. 46

Rep. Sorg, Graf. 11

Senator Peterson moved adoption.

Adopted.

June 4, 2003
2003-1983-CofC
09/01

Committee of Conference Report on HB 195, an act prohibiting all part-time district court judges and district court clerks from practicing law in the district courts.

Recommendation:

That the House recede from its position of nonconcurrence with the Senate amendment, and concur with the Senate amendment, and

That the Senate and House each pass the bill as amended by the Senate.

The signatures below attest to the authenticity of this Report on HB 195, an act prohibiting all part-time district court judges and district court clerks from practicing law in the district courts.

*Conferees on the Part
of the Senate*

Sen. Peterson, Dist. 11

Sen. Clegg, Dist. 14

Sen. Foster, Dist. 13

*Conferees on the Part
of the House*

Rep. Rowe, Hills. 47

Rep. J. Pratt, Ches. 24

Rep. Wall, Straf. 72

Rep. Haytayan, Hills. 46

Senator Peterson moved adoption.

Adopted.

June 12, 2003
2003-2077-CofC
09/10

Committee of Conference Report on HB 198, an act relative to the police powers of law enforcement officers called to respond to incidents in other jurisdictions.

Recommendation:

That the House recede from its position of nonconcurrence with the Senate amendment, and concur with the Senate amendment, and

That the Senate and House adopt the following new amendment to the bill as amended by the Senate, and pass the bill as so amended:

Amend the bill by replacing section 2 with the following:

2 Purpose. Section 3 of this act is enacted for the purpose of enhancing the ability of Maine and New Hampshire law enforcement authorities on the Piscataqua River and Portsmouth Harbor to investigate potential terrorist activities by extending the authority of any duly certified Maine marine patrol officer to the waters of New Hampshire on the river and harbor, for the limited purpose of responding to and investigating suspected terrorist activities on the water. It is not the purpose of section 3 either to suggest or establish the location of the border between New Hampshire and Maine.

The signatures below attest to the authenticity of this Report on HB 198, an act relative to the police powers of law enforcement officers called to respond to incidents in other jurisdictions.

*Conferees on the Part
of the Senate*

Sen. Roberge, Dist. 9
Sen. Peterson, Dist. 11
Sen. Foster, Dist. 13

*Conferees on the Part
of the House*

Rep. Welch, Rock. 79
Rep. Weare, Rock. 84
Rep. Bicknell, Rock. 73
Rep. Pantelakos, Rock. 86

Senator Roberge moved adoption.

Adopted.

June 12, 2003
2003-2099-CofC
04/09

Committee of Conference Report on HB 204, an act relative to venue in juvenile proceedings.

Recommendation:

That the House recede from its position of nonconcurrence with the Senate amendment, and concur with the Senate amendment, and

That the Senate and House each pass the bill as amended by the Senate.

The signatures below attest to the authenticity of this Report on HB 204, an act relative to venue in juvenile proceedings.

*Conferees on the Part
of the Senate*

Sen. Peterson, Dist. 11
Sen. Sapareto, Dist. 19
Sen. Foster, Dist. 13

*Conferees on the Part
of the House*

Rep. Moran, Hills. 57
Rep. McRae, Hills. 48
Rep. Arnold, Hills. 46
Rep. Gile, Merr. 38

Senator Peterson moved adoption.

Adopted.

June 16, 2003
2003-2138-CofC
08/09

Committee of Conference Report on HB 242, an act relative to the number of members on, and quorum necessary for, the assessing standards board.

Recommendation:

That the House recede from its position of nonconcurrence with the Senate amendment, and concur with the Senate amendment, and

That the Senate and House adopt the following new amendment to the bill as amended by the Senate, and pass the bill as so amended:

1 Assessing Standards Board. Amend RSA 21-J:14-a, II(a) to read as follows:

(a) ~~[Five]~~ **Four** members nominated by the New Hampshire Association of Assessing Officials and appointed by the governor with the consent of the council, one of whom shall be an assessing official for a town with a population of less than 5,000; one of whom shall be an assessing official for a town with a population of more than 5,000; and one of whom shall be an assessing official for a city. Each member shall hold office for the term of such member's position for two years and until a successor shall have been appointed and qualified. Any vacancy shall be filled for the unexpired term by the governor with the consent of the council.

2 Assessing Standards Board. Amend RSA 21-J:14-a, II(e) to read as follows:

(e) Three members of the public appointed by the governor with the consent of the council, ***none of whom shall be an assessor nor a municipal official.***

3 New Subparagraph; Assessing Standards Board; Additional Members. Amend RSA 21-J:14-a, II by inserting after subparagraph (e) the following new subparagraph:

(f) Three members appointed by the governor with the consent of council, one of whom shall be a municipal governing body official for a town with a population of less than 5,000; one of whom shall be a municipal governing body official for a town with a population of more than 5,000; and one of whom shall be a municipal governing body official for a city. Each member shall hold office for the term of such member's position for two years and until a successor shall have been appointed and qualified. Any vacancy shall be filled for the unexpired term by the governor with the consent of the council.

4 Assessing Standards Board; Powers and Duties. Amend RSA 21-J:14-b, II to read as follows:

II. All standards and practices developed or identified by the board, pursuant to this section, shall be reviewed and updated annually. The board shall hold a series of at least three public forums annually throughout the state to receive general comment through verbal and written testimony on assessing standards and practices. ***A quorum of the board shall not be required to hold such public forums.*** After the public forums are concluded and the board has made its recommended changes, in accordance with paragraph III, the board shall proceed to adopt any proposed rules.

5 Effective Date. This act shall take effect 60 days after its passage.

The signatures below attest to the authenticity of this Report on HB 242, an act relative to the number of members on, and quorum necessary for, the assessing standards board.

*Conferees on the Part
of the Senate*

Sen. Boyce, Dist. 4
Sen. Flanders, Dist. 7
Sen. Larsen, Dist. 15

*Conferees on the Part
of the House*

Rep. Patten, Carr. 7
Rep. Lockwood, Merr. 35
Rep. Stohl, Coos 1
Rep. Theberge, Coos 3

Senator Boyce moved adoption.

Adopted.

June 17, 2003
2003-2191-CofC
05/09

Committee of Conference Report on HB 248, an act requiring the disclosure of information to victims in juvenile delinquency cases.

Recommendation:

That the House recede from its position of nonconcurrency with the Senate amendment, and concur with the Senate amendment, and

That the Senate and House each pass the bill as amended by the Senate.

The signatures below attest to the authenticity of this Report on HB 248, an act requiring the disclosure of information to victims in juvenile delinquency cases.

*Conferees on the Part
of the Senate*

Sen. Peterson, Dist. 11
Sen. Roberge, Dist. 9
Sen. Foster, Dist. 13

*Conferees on the Part
of the House*

Rep. Moran, Hills. 57
Rep. J. Allen, Belk. 31
Rep. Arnold, Hills. 46
Rep. L. Johnson, Hills. 51

Senator Peterson moved adoption.

Adopted.

June 13, 2003
2003-2117-CofC
04/09

Committee of Conference Report on HB 261, an act relative to lucky 7 licenses.

Recommendation:

That the House recede from its position of nonconcurrency with the Senate amendment, and concur with the Senate amendment, and

That the Senate and House each pass the bill as amended by the Senate.

The signatures below attest to the authenticity of this Report on HB 261, an act relative to lucky 7 licenses.

*Conferees on the Part
of the Senate*

Sen. D'Allesandro, Dist. 20
Sen. Boyce, Dist. 4
Sen. Gallus, Dist. 1

*Conferees on the Part
of the House*

Rep. Griffin, Rock. 76
Rep. Gibson, Hills. 58
Rep. McCormick, Merr. 32
Rep. C. Pappas, Hills. 49

Senator D'Allesandro moved adoption.

Adopted.

June 12, 2003
2003-2089-CofC
03/01

Committee of Conference Report on HB 262, an act relative to operators of bingo and games of chance.

Recommendation:

That the House recede from its position of nonconcurrency with the Senate amendment, and concur with the Senate amendment, and

That the Senate and House each pass the bill as amended by the Senate.

The signatures below attest to the authenticity of this Report on HB 262, an act relative to operators of bingo and games of chance.

*Conferees on the Part
of the Senate*

Sen. D'Allesandro, Dist. 20
Sen. Boyce, Dist. 4
Sen. Gallus, Dist. 1

*Conferees on the Part
of the House*

Rep. Gibson, Hills. 58
Rep. Griffin, Rock. 76
Rep. McCormick, Merr. 32
Rep. C. Pappas, Hills. 49

Senator D'Allesandro moved adoption.

Adopted.

June 10, 2003
2003-2054-CofC
01/09

Committee of Conference Report on HB 287, an act establishing a professional malpractice claims study commission.

Recommendation:

That the House recede from its position of nonconcurrence with the Senate amendment, and concur with the Senate amendment, and

That the Senate and House adopt the following new amendment to the bill as amended by the Senate, and pass the bill as so amended:

Amend the bill by replacing section 1 with the following:

1 Commission Established. There is established a commission to study professional malpractice claims under RSA 519-A.

Amend the bill by replacing section 3 with the following:

3 Duties. The commission shall study professional malpractice claims under RSA 519-A. The commission's study shall include an examination of the panel established pursuant to RSA 519-A and determine how this panel can become a tool to be utilized in keeping the cost of liability insurance down.

Amend the bill by replacing all after section 5 with the following:

6 Commission Established. There is established a commission to identify medical errors and their causes.

7 Membership and Compensation.

I. The members of the commission shall be as follows:

(a) Three members of the house of representatives, at least one of whom shall be from the house health, human services and elderly affairs committee, appointed by the speaker of the house.

(b) One member of the senate, appointed by the president of the senate.

(c) Two representatives of hospitals, appointed by the New Hampshire Hospital Association.

(d) Two pharmacists, appointed by the New Hampshire board of pharmacy.

(e) Two physicians, appointed by the New Hampshire Medical Society.

(f) Two nurses, appointed by the New Hampshire Nurses Association.

(g) Two attorneys, appointed by the New Hampshire Bar Association, one of whom shall be a member of the New Hampshire Trial Lawyers Association.

(h) The commissioner of the department of insurance, or designee.

(i) Three public members, appointed by the governor.

(j) Two members of the New Hampshire Association for Healthcare Quality, appointed by such association.

II. Legislative members of the commission shall receive mileage at the legislative rate when attending to the duties of the commission.

8 Duties. The commission shall identify medical errors and their causes and shall determine methods relative to fixing such causes.

9 Chairperson; Quorum. The members of the commission shall elect a chairperson from among the members. The first meeting of the commission shall be called by the first-named house member.

The first meeting of the commission shall be held within 45 days of the effective date of this section. Ten members of the commission shall constitute a quorum.

10 Report. The commission shall make an interim report on or before January 3, 2004 and a final report on or before December 31, 2005 together with its findings and any recommendations for proposed legislation to the speaker of the house of representatives, the senate president, the house clerk, the senate clerk, the governor, and the state library.

11 Effective Date. This act shall take effect upon its passage.

The signatures below attest to the authenticity of this Report on HB 287, an act establishing a professional malpractice claims study commission.

*Conferees on the Part
of the Senate*

Sen. Prescott, Dist. 23

Sen. Martel, Dist. 18

Sen. Cohen, Dist. 24

*Conferees on the Part
of the House*

Rep. Mock, Carr. 4

Rep. Craig, Hills. 50

Rep. Batula, Hills. 58

Rep. MacKay, Merr. 39

2003-2054-CofC

AMENDED ANALYSIS

This bill establishes a commission to study professional malpractice claims.

This bill also establishes a commission to identify medical errors and their causes.

Senator Prescott moved adoption.

Adopted.

June 16, 2003

2003-2142-CofC

04/03

Committee of Conference Report on HB 288-FN, an act imposing a criminal penalty for the dissemination of certain materials without consent.

Recommendation:

That the House recede from its position of nonconcurrency with the Senate amendment, and concur with the Senate amendment, and

That the Senate and House each pass the bill as amended by the Senate.

The signatures below attest to the authenticity of this Report on HB 288-FN, an act imposing a criminal penalty for the dissemination of certain materials without consent.

*Conferees on the Part
of the Senate*

Sen. Clegg, Dist. 14

Sen. Sapareto, Dist. 19

Sen. Foster, Dist. 13

*Conferees on the Part
of the House*

Rep. Knowles, Straf. 69

Rep. Tholl, Coos 2

Rep. Stevens, Carr. 7

Rep. Kurk, Hills. 48

Senator Clegg moved adoption.

Adopted.

June 12, 2003
2003-2101-CofC
01/10

Committee of Conference Report on HB 303, an act relative to life, accident, and health technicals.

Recommendation:

That the House recede from its position of nonconcurrence with the Senate amendment, and concur with the Senate amendment, and

That the Senate and House adopt the following new amendment to the bill as amended by the Senate, and pass the bill as so amended:

Amend the section heading and amending language of section 6 of the bill by replacing it with the following:

6 Minimum Standards for Claim Review; Accident and Health Insurance. Amend RSA 415-A:4-a, II(a) and (b) to read as follows:

Amend the section heading and amending language of section 7 of the bill by replacing it with the following:

7 Minimum Standards for Claim Review; Accident and Health Insurance. RSA 415-A:4-a, II(c) is repealed and reenacted to read as follows:

Amend the bill by replacing all after section 11 with the following:

12 Individual Health Insurance Market; Eligibility. Amend RSA 404-G:5-e, I(c) and (d) to read as follows:

(c) The individual has a history of any medical or health condition that is on a list adopted by the association; ~~or~~

(d) The individual is an "eligible individual" as defined in section 2741(b) of the Public Health Service Act; *or*

(e) The individual has been certified as eligible for either federal trade adjustment assistance or for pension benefit guarantee corporation, as prescribed by the federal Trade Adjustment Assistance Reform Act of 2002 and the association, in accordance with procedures set forth in its plan of operation, is offering coverage in the high risk pool to such eligible persons at the time of the individual's application.

13 Effective Date. This act shall take effect July 1, 2003.

The signatures below attest to the authenticity of this Report on HB 303, an act relative to life, accident, and health technicals.

*Conferees on the Part
of the Senate*

Sen. Flanders, Dist. 7

Sen. Roberge, Dist. 9

Sen. Cohen, Dist. 24

*Conferees on the Part
of the House*

Rep. Hunt, Ches. 28

Rep. Fraser, Merr. 37

Rep. Spiess, Hills. 47

Rep. Meader, Ches. 25

Senator Flanders moved adoption.

Adopted.

May 28, 2003
2003-1851-CofC
05/01

Committee of Conference Report on HB 310, an act establishing a commission to study child support issues.

Recommendation:

That the House recede from its position of nonconcurrence with the Senate amendment, and concur with the Senate amendment, and

That the Senate and House adopt the following new amendment to the bill as amended by the Senate, and pass the bill as so amended:

Amend paragraphs VI - X of section 2 of the bill by replacing them with the following:

VI. Hold 4 public hearings at separate geographic locations around the state for the purpose of obtaining testimony from the public on child support issues.

VII. Study the relationships between visitation, custody, and child support and consider the merits of more specific standards for the sharing of child support costs such as a pro ration of costs based on the number of days in each month when a parent has physical custody rights, whether during visitation or otherwise.

VIII. Review the self-support level necessary and determine appropriate minimum and maximum levels for both self-support and support.

IX. Make recommendations for any proposed legislation that the commission deems necessary.

The signatures below attest to the authenticity of this Report on HB 310, an act establishing a commission to study child support issues.

*Conferees on the Part
of the Senate*

Sen. Roberge, Dist. 9
Sen. Peterson, Dist. 11
Sen. Foster, Dist. 13

*Conferees on the Part
of the House*

Rep. Arnold, Hills. 46
Rep. Hallyburton, Hills. 45
Rep. Bickford, Straf. 68
Rep. E. Blanchard, Merr. 38

Senator Roberge moved adoption.

Adopted.

June 12, 2003
2003-2091-CofC
01/09

Committee of Conference Report on HB 316-FN, an act relative to insurance coverage for anesthesia for child dental care.

Recommendation:

That the House recede from its position of nonconcurrency with the Senate amendment, and

That the Senate recede from its position in adopting its amendment to the bill, and

That the Senate and House each pass the bill as amended by the House.

The signatures below attest to the authenticity of this Report on HB 316-FN, an act relative to insurance coverage for anesthesia for child dental care.

*Conferees on the Part
of the Senate*

Sen. Flanders, Dist. 7
Sen. Martel, Dist. 18
Sen. Cohen, Dist. 24

*Conferees on the Part
of the House*

Rep. Hunt, Ches. 28
Rep. Fraser, Merr. 37
Rep. Quandt, Rock. 83
Rep. Meader, Ches. 25

Senator Flanders moved adoption.

SENATOR LARSEN: I rise to compliment the people who worked on this bill in Conference Committee and to applaud the humanity of this bill, which allows for children under age six to get anesthesia when they have to undergo severe dental work. So I just applaud the members and all of us that we were able to change this in a beneficial way for all of the people.

SENATOR MARTEL: Thank you very much Mr. President. It was a great pleasure that I served on this Committee of Conference, but besides the Committee of Conference members who worked very hard on this issue, I have to applaud all of the dentists and also the Dental Society for their wonderful cooperation with us in order...throughout the entire session year, in order for us to reach this point. Certain people that didn't want to have this pass because they were unsure about the ramifications of having anesthesia on children under the age of six. The issue was that this really helped an awful lot of children who were in tremendous pain, who needed dental care and couldn't get it simply by novocaine or other normal practices. So I want to thank everyone, and I thank you also Mr. President, for naming me to this conference, and I urge everybody to please pass this.

Adopted.

June 13, 2003

2003-2110-CofC

05/09

Committee of Conference Report on HB 323, an act relative to the task force on family law.

Recommendation:

That the House recede from its position of nonconcurrency with the Senate amendment, and concur with the Senate amendment, and

That the Senate and House each pass the bill as amended by the Senate.

The signatures below attest to the authenticity of this Report on HB 323, an act relative to the task force on family law.

*Conferees on the Part
of the Senate*

Sen. Roberge, Dist. 9

Sen. Peterson, Dist. 11

Sen. Foster, Dist. 13

*Conferees on the Part
of the House*

Rep. Moran, Hills. 57

Rep. McRae, Hills. 48

Rep. Arnold, Hills. 46

Rep. Gile, Merr. 38

Senator Roberge moved adoption.

Adopted.

June 18, 2003

2003-2227-CofC

03/05

Committee of Conference Report on HB 332-FN, an act relative to the use of prerecorded telephone messages by candidates and political committees.

Recommendation:

That the House recede from its position of nonconcurrency with the Senate amendment, and

That the Senate recede from its position in adopting its amendment to the bill, and

That the Senate and House adopt the following new amendment to the bill as amended by the House, and pass the bill as so amended:

Amend the bill by replacing all after the enacting clause with the following:

1 New Section; Political Advertising; Prerecorded Political Messages.
Amend RSA 664 by inserting after section 14 the following new section:

664:14-a Prerecorded Political Messages.

I. In this section, "prerecorded political message" means a prerecorded audio message delivered by telephone by:

(a) A candidate or political committee; or

(b) Any person when the content of the message expressly or implicitly advocates the success or defeat of any party, measure, or person at any election, or contains information about any candidate or party.

II. No person shall deliver or knowingly cause to be delivered a prerecorded political message unless the message contains, or a live operator provides, within the first 30 seconds of the message, the following information:

(a) The name of the candidate or of any organization or organizations the person is calling on behalf of.

(b) The name of the person or organization paying for the delivery of the message and the name of the fiscal agent, if applicable.

III. No person shall deliver or knowingly cause to be delivered a prerecorded political message to any telephone number on any federal do not call list.

IV.(a) A violation of this section shall result in a civil penalty of \$5,000 per violation.

(b) Any person injured by another's violation of this section may bring an action for damages and for such equitable relief, including an injunction, as the court deems necessary and proper. If the court finds for the plaintiff, recovery shall be in the amount of actual damages or \$1,000, whichever is greater. If the court finds that the act or practice was a willful or knowing violation of this section, it shall award as much as three times, but not less than 2 times, such amount. In addition, a prevailing plaintiff shall be awarded the costs of the suit and reasonable attorney's fees, as determined by the court. Any attempted waiver of the right to the damages set forth in this paragraph shall be void and unenforceable. Injunctive relief shall be available to private individuals under this section without bond, subject to the discretion of the court. Upon commencement of any action brought under this section, the clerk of the court shall mail a copy of the complaint or other initial pleadings to the attorney general and, upon entry of any judgment or decree in the action, shall mail a copy of such judgment or decree to the attorney general.

2 Effective Date. This act shall take effect January 1, 2004.

The signatures below attest to the authenticity of this Report on HB 332-FN, an act relative to the use of prerecorded telephone messages by candidates and political committees.

*Conferees on the Part
of the Senate*

Sen. Gatsas, Dist. 16

Sen. Johnson, Dist. 2

Sen. Estabrook, Dist. 21

*Conferees on the Part
of the House*

Rep. Spiess, Hills. 47

Rep. Cady, Rock. 73

Rep. Drisko, Hills. 46

Rep. Clemons, Hills. 62

2003-2227-CofC

AMENDED ANALYSIS

This bill requires that certain identifying information accompany prerecorded political telephone messages.

Senator Gatsas moved adoption.

Adopted.

June 13, 2003
2003-2115-CofC
04/09

Committee of Conference Report on HB 336, an act relative to the development and adoption of the school administrative unit budget.

Recommendation:

That the House recede from its position of nonconcurrence with the Senate amendment, and concur with the Senate amendment, and

That the Senate and House each pass the bill as amended by the Senate.

The signatures below attest to the authenticity of this Report on HB 336, an act relative to the development and adoption of the school administrative unit budget.

*Conferees on the Part
of the Senate*

Sen. Johnson, Dist. 2
 Sen. O'Hearn, Dist. 12
 Sen. Larsen, Dist. 15

*Conferees on the Part
of the House*

Rep. Alger, Graf. 14
 Rep. Laurent, Ches. 24
 Rep. Snyder, Straf. 67
 Rep. Leone, Sull. 21

Senator Johnson moved adoption.

Adopted.

June 13, 2003
2003-2111-CofC
05/09

Committee of Conference Report on HB 357-FN, an act relative to child support insurance settlement intercept.

Recommendation:

That the House recede from its position of nonconcurrence with the Senate amendment, and concur with the Senate amendment, and

That the Senate and House adopt the following new amendment to the bill as amended by the Senate, and pass the bill as so amended:

Amend RSA 161-C:3-e as inserted by section 1 of the bill by replacing it with the following:

161-C:3-e Child Support Insurance Settlement Intercept. The department may provide certain information to public agencies or its contracted agents in order to intercept insurance settlement payments or judgments claimed by individuals who are subject to a child support lien pursuant to RSA 161-C and who owe past-due support. The department may identify such individuals by name, last 4 digits of the individual's social security number or other taxpayer identification number, date of birth, last known address, employer, or any combination thereof. Any information provided by the department in accordance with this section shall remain the property of the state of New Hampshire and shall be purged by any public agency or contracted agent receiving said information upon completion of the data match exchange. The department may perform an audit to insure that any public agency or contracted agent has purged said information. The specific penalty for failure to purge the information shall be set forth in any contract or agreement between the department and any public agency or contracted agent made pursuant to this section. Any transaction cost incurred by the department related to the data match exchange shall be directly recovered by the department from any insurance settlement or judgment proceeds. Insurance settlement payments for casualty loss to personal or real property, past

or future medical treatment, and a pro-rated amount equal to 185 percent of the self-support reserve defined in RSA 458-C:2, X for the period of lost work for which the settlement or judgment constitutes recovery shall be exempt from this section. Reasonable attorney fees and expenses related to obtaining the insurance settlement or judgment shall be exempt from this section pursuant to RSA 311:13. Any settlement, payment, or judgment received under the provision of this section shall be held by the department for 60 days prior to its release or distribution unless otherwise agreed to by the parties.

Amend RSA 161-C:11, I as inserted by section 2 of the bill by replacing it with the following:

I. Except as provided in paragraph II of this section, any property otherwise exempt from trustee process, attachment and execution shall be exempt from an order to withhold and deliver, administrative seizure and disposition, and lien and foreclosure. ***Insurance settlement payments for casualty loss to personal or real property and past or future medical treatment shall be exempt from this section. Reasonable attorney fees and expenses related to obtaining the insurance settlement or judgment shall be exempt from this section pursuant to RSA 311:13.***

The signatures below attest to the authenticity of this Report on HB 357-FN, an act relative to child support insurance settlement intercept.

*Conferees on the Part
of the Senate*

Sen. Sapareto, Dist. 19
Sen. Peterson, Dist. 11
Sen. Foster, Dist. 13

*Conferees on the Part
of the House*

Rep. Arnold, Hills. 46
Rep. Hallyburton, Hills. 45
Rep. Dokmo, Hills. 47
Rep. Gile, Merr. 38

Senator Sapareto moved adoption.

Adopted.

**June 10, 2003
2003-2049-CofC
08/01**

Committee of Conference Report on HB 361-LOCAL, an act permitting municipalities to form regional water districts.

Recommendation:

That the House recede from its position of nonconcurrence with the Senate amendment, and concur with the Senate amendment, and

That the Senate and House adopt the following new amendment to the bill as amended by the Senate, and pass the bill as so amended:

Amend the bill by replacing section 6 with the following:

6 Issuance of Revenue Bonds. Amend RSA 33-B:2 to read as follows:
33-B:2 Issuance of Revenue Bonds. A municipality ***or regional water district*** may issue bonds or notes under this chapter for construction of revenue-producing facilities. Bonds issued by a municipality ***or regional water district*** under this chapter shall not be deemed to be a pledge of the faith and credit of the state or of the municipality ***or municipalities that are members of a regional water district***. Except as otherwise provided in this chapter, the principal of, premium, if any, and interest on all bonds shall be payable solely from the particular funds provided therefor under this chapter. ~~[The bonds]~~ ***Bonds issued by a municipality*** shall be issued in such amounts as the legislative body may authorize by a ~~[2/3]~~ vote as required under RSA 33:8 or 9,

as applicable. ***Bonds issued by regional water districts shall be issued in such amounts as the governing body may authorize pursuant to the regional water districts charter.*** Bonds of each issue shall be dated, shall bear interest at such rate or rates, including rates variable from time to time as determined by such index, banker's loan rate or other method as may be determined by the authorized officers, and shall mature at such time or times as may be determined by the authorized officers, except that no bond shall mature more than 40 years from the date of its issue or beyond the expiration of the expected useful life of the facilities being financed by the bonds as determined by the authorized officers. Bonds may be made redeemable before maturity at the option of the municipality ***or regional water district*** at such price or prices and under such terms and conditions as may be fixed by the authorized officers prior to the issue of bonds. The authorized officers shall determine the form and details and the manner of execution of bonds. The municipality ***or regional water district*** may sell its bonds in such manner, either at public or private sale, for such price, at such rate or rates of interest, or at such discount in lieu of interest, as the authorized officers may determine. The provisions of RSA 33:11-a, 14 and 15 shall apply to bonds issued under this chapter.

Amend the bill by replacing section 9 with the following:

9 New Section; Regional Water Districts. Amend RSA 38 by inserting after section 2 the following new section:

38:2-a Establishment, Acquisition, and Expansion of Plants; Regional Water Districts. Any regional water district may:

I. Establish, expand, purchase, lease, or otherwise acquire and maintain and operate in accordance with the provisions of this chapter, one or more suitable plants for the manufacture and distribution of water for the use of municipalities that are members of the regional water district and for such other purposes as may be permitted, authorized, or directed by the commission.

II. For these purposes, purchase and hold in fee simple or otherwise lease or otherwise acquire and maintain any real or personal estate and any rights therein, including water rights.

III. Do all other things necessary for carrying into effect the purposes of this chapter.

IV. Excavate and dig conduits and ditches in any highway or other land or place, and erect poles, place wires, and lay pipes for the distribution of water in such places as may be deemed necessary and proper.

V. Change, enlarge, and extend the same from time to time when the regional water district shall deem necessary, and maintain the same, having due regard for the safety and welfare of the citizens of the member municipalities and security of the public travel.

VI. No regional water district shall have the authority to take property by eminent domain.

The signatures below attest to the authenticity of this Report on HB 361-LOCAL, an act permitting municipalities to form regional water districts.

*Conferees on the Part
of the Senate*

Sen. Prescott, Dist. 23
Sen. O'Hearn, Dist. 12
Sen. Cohen, Dist. 24

*Conferees on the Part
of the House*

Rep. Brundige, Hills. 58
Rep. Lockwood, Merr. 35
Rep. Patten, Carr. 7
Rep. N. Johnson, Straf. 68

Senator Prescott moved adoption.

Adopted.

June 17, 2003
2003-2176-CofC
04/09

Committee of Conference Report on HB 387-FN, an act allowing free admission to the state park system for certain members of the New Hampshire national guard.

Recommendation:

That the House recede from its position of nonconcurrence with the Senate amendment, and concur with the Senate amendment, and

That the Senate and House adopt the following new amendment to the bill as amended by the Senate, and pass the bill as so amended:

Amend the bill by replacing all after the enacting clause with the following:

1 New Paragraph; Fees for Park System; Free Day-Use Admission for Certain Members of the New Hampshire National Guard. Amend RSA 216-A:3-g by inserting after paragraph III the following new paragraph:

IV.(a) Any active member of a federally recognized unit of the New Hampshire national guard who is a legal resident of this state, and who meets the minimum requirements for satisfactory membership, as defined in the United States Department of the Army and the United States Department of the Air Force regulations, and is serving in pay grades E1 through E6 shall not be charged a fee for admission to the state park system. This section shall apply to members of the Active Guard and Reserve program in the New Hampshire national guard.

(b) Any New Hampshire national guard member who retired in pay grade E6 or below shall not be charged a fee for day-use admission to the state park system.

(c) Any fees for the use of enterprise activities as described in paragraph II of this section shall be charged.

2 Effective Date. This act shall take effect upon its passage.

The signatures below attest to the authenticity of this Report on HB 387-FN, an act allowing free admission to the state park system for certain members of the New Hampshire national guard.

*Conferees on the Part
of the Senate*

Sen. Kenney, Dist. 3
 Sen. Morse, Dist. 22
 Sen. Below, Dist. 5

*Conferees on the Part
of the House*

Rep. Coughlin, Hills. 45
 Rep. P. Sullivan, Hills. 56
 Rep. Headd, Rock. 75
 Rep. McCann, Rock. 84

Senator Kenney moved adoption.

Adopted.

June 13, 2003
2003-2112-CofC
04/10

Committee of Conference Report on HB 389, an act relative to victim impact statements and deleting the prohibition on funding certain positions in the office of victim/witness assistance with funds from the victims' assistance fund.

Recommendation:

That the House recede from its position of nonconcurrence with the Senate amendment, and concur with the Senate amendment, and

That the Senate and House each pass the bill as amended by the Senate.

The signatures below attest to the authenticity of this Report on HB 389, an act relative to victim impact statements and deleting the prohibition on funding certain positions in the office of victim/witness assistance with funds from the victims' assistance fund.

*Conferees on the Part
of the Senate*

Sen. Prescott, Dist. 23
Sen. Boyce, Dist. 4
Sen. Cohen, Dist. 24

*Conferees on the Part
of the House*

Rep. Stevens, Carr. 7
Rep. Nedeau, Belk. 30
Rep. Tholl, Coos 2
Rep. T. Robertson, Ches. 25

Senator Prescott moved adoption.

Adopted.

June 12, 2003
2003-2086-CofC
04/10

Committee of Conference Report on HB 415, an act raising the age of the speedy trial requirement from 13 years of age to 16 years of age in sexual assault cases involving minors and relative to the exclusive authority of the state over the regulation of firearms, ammunition, and components thereof.

Recommendation:

That the House recede from its position of nonconcurrence with the Senate amendment, and concur with the Senate amendment, and

That the Senate and House adopt the following new amendment to the bill as amended by the Senate, and pass the bill as so amended:

Amend RSA 159:26, I as inserted by section 2 of the bill by replacing it with the following:

I. To the extent consistent with federal law, the state of New Hampshire shall have authority and jurisdiction over the sale, purchase, ownership, use, possession, transportation, licensing, permitting, taxation, or other matter pertaining to firearms, firearms components, ammunition, or firearms supplies in the state. Except as otherwise specifically provided by statute, no ordinance or regulation of a political subdivision may regulate the sale, purchase, ownership, use, possession, transportation, licensing, permitting, taxation, or other matter pertaining to firearms, firearms components, ammunition, or firearms supplies in the state. Nothing in this section shall be construed as affecting a political subdivision's right to adopt zoning ordinances for the purpose of regulating firearms businesses in the same manner as other businesses or to take any action allowed under RSA 207:59.

The signatures below attest to the authenticity of this Report on HB 415, an act raising the age of the speedy trial requirement from 13 years of age to 16 years of age in sexual assault cases involving minors and relative to the exclusive authority of the state over the regulation of firearms, ammunition, and components thereof.

*Conferees on the Part
of the Senate*

Sen. Roberge, Dist. 9
Sen. Clegg, Dist. 14
Sen. Foster, Dist. 13

*Conferees on the Part
of the House*

Rep. Stevens, Carr. 7
Rep. Welch, Rock. 79
Rep. Bicknell, Rock. 73
Rep. Knowles, Straf. 69

Senator Roberge moved adoption.

SENATOR LARSEN: I rise to express concerns over HB 415 in that I am not clear even as I looked at the statutes, that we have allowed for local control of property that is under the ownership of the towns throughout the state. Municipal, local control has been an issue which we have heard over the years repeated again and again, and certainly a community that wishes to post its property to allow for people to hike and walk in a town forest ought to be able to post that property. Whether this amended language takes care of that is a question. There's also the question of whether towns have the authority then, to regulate their own town halls if a community became...if issues became volatile in a community, could they regulate their own communities concerns in a way that was appropriate for them? As we know, the wheels of New Hampshire legislature, turn very slowly, and to have to come to the legislature when there is concern for peoples safety in a town is inappropriate, so I rise to oppose HB 415 unless someone can correct my concerns that towns are in fact, losing the ability to regulate their firearms in their own communities in terms of their buildings and property?

SENATOR D'ALLESANDRO: Thank you Mr. President. I rise in opposition. I received a communication from our city, from the city of Manchester, from the city Solicitor and from the Manchester Police Department, who are very concerned that this report will allow 18-year-olds to bring guns into the schools. Now that is a very serious consideration. If indeed that is applicable, that creates a very dangerous situation for our schools and we know what has happened when guns had been brought into our schools. So that is very serious concerns manifested by the Manchester Police Department, our city Solicitor and the Mayor of the city of Manchester. Thank you Mr. President.

SENATOR MARTEL: Thank you Mr. President. This morning at 6:30 a.m. I received a phone call from Captain Davis from the Manchester Police who spoke to me about this very bill. The major concerns have already been discussed between Senator Larsen and Senator D'Allesandro with this bill. The issue was that I asked him one question and said, "what if a student has a privilege...has a license to carry, how would they handle that situation, even though it is illegal for them to bring them to school?" He had no answer for me on that and said that he would go back and look. I told him that we would try to find a way to work this out because in all fairness, and protection for our children, I think that we should. So I urge my fellow members to support this Committee of Conference Report and make sure that we address the issue very well. Thank you.

SENATOR CLEGG: Thank you Mr. President. I rise in support of the Committee of Conference Report. I can tell you that it would still be illegal even after this passes for a 13 year old to bring a gun to school with him. Eighteen. If he is in school, there is a federal law that says students can't bring in guns. So you don't have to worry about it. The concern about whether or not a community could still post "no hunting", "no fishing", that is where the change was made. We made a change in the Senate, on the floor. The Fish and Game Department called up and said, "whoa, what did you do, you didn't do it right." So we melded the Fish and Game, the Municipal Association was there and we passed the new section that says, "or take any action allowed under RSA 207:59, which is the Fish and Game statute that allows people to post, not post, hunting, fishing. In other words, we have done nothing to give the cities and towns any more power to post their land, nor have we done anything here that takes away any power that they had to post their land. Other

than that, the bill is the same as it was when it went through the house. Now I know too, that people said...there was a fellah running around saying "well now people can come into our town and shoot us." I asked him, "do you really think that if you post a notice on the door "no guns allowed" that that guy that wants to shoot your clerk is going to stop and say, "okay, I am going to wait until they come out, it is against the law?" It doesn't happen that way. So what we have is, we have nothing more than reiterating that it is the state law that regulates where and when and how, you can carry a concealed weapon. Thank you Mr. President.

Question is on the adoption of the Committee of Conference Report.

A roll call was requested by Senator Sapareto.

Seconded by Senator D'Allesandro.

The following Senators voted Yes: Gallus, Johnson, Kenney, Boyce, Below, Green, Flanders, Odell, Roberge, Peterson, O'Hearn, Foster, Clegg, Gatsas, Barnes, Martel, Sapareto, Estabrook, Morse, Prescott.

The following Senators voted No: Larsen, D'Allesandro, Cohen.

Yeas: 20 - Nays: 3

Adopted.

**June 13, 2003
2003-2104-CofC
03/01**

Committee of Conference Report on HB 420, an act relative to state-owned trails and parking lots in the town of Windham.

Recommendation:

That the House recede from its position of nonconcurrence with the Senate amendment, and

That the Senate recede from its position in adopting its amendment to the bill, and

That the Senate and House adopt the following new amendment to the bill as amended by the House, and pass the bill as so amended:

Amend the bill by replacing section 2 with the following:

2 Effective Date. This act shall take effect 60 days after its passage.

The signatures below attest to the authenticity of this Report on HB 420, an act relative to state-owned trails and parking lots in the town of Windham.

*Conferees on the Part
of the Senate*

Sen. Sapareto, Dist. 19
Sen. Barnes, Dist. 17
Sen. Cohen, Dist. 24

*Conferees on the Part
of the House*

Rep. Royce, Ches. 28
Rep. Lawton, Belk. 30
Rep. Bruno, Hills. 45
Rep. Donovan, Sull. 22

Senator Sapareto moved adoption.

SENATOR D'ALLESANDRO: Thank you Mr. President. The Committee of Conference Report stripped a Senate amendment that would have allowed additional trail space to be constructed from Derry through Freemont, to Epping. What we have done with this bill is, we have eliminated six miles of trail in Windham. I appreciate that. The people of Windham didn't want that. I visited the site and appreciate that fact and

really support the fact that we should curtail usage in that area. But when you curtail, you need to provide something else for these vehicles. They register, they pay significant dollars in terms of their registration, and they have got to be able to go someplace. If we don't want them in the state of New Hampshire, if we don't want people using these off-road vehicles, then we should A) eliminate the registrations and eliminate their usage. But if we charge and we have by the way, consistently increased those fees, we have got to provide a place for these people to drive these vehicles. House Bill 420 was an attempt to eliminate a situation where they weren't wanted and to create some new areas where people could use these vehicles for their trail rides. This is not going to happen as a result of this bill. I think that we are left with a situation where, "where do they go from here?" Thank you Mr. President.

SENATOR BARNES: Thank you Mr. President. I rise in favor of what the Committee of Conference did. I sat on that Committee of Conference. I will tell you why I really agree with it. For seven years I have been going to meetings in the town of Fremont, trying to control the ATV problems that the town of Fremont has had. I have attended several of those meetings. At the last minute, the Department chose to go to Senator D'Allesandro who put in the amendment that included Fremont and Epping. The Senator from Fremont knew nothing about it until he picked it up in the men's room one day as it was making its process through. Senator Barnes said, "this isn't right. The process isn't being followed." Now I have a folder here that I am not going to bore you with, full of notes from the public hearings that have been held in Fremont. But I am going to read two letters that were in that folder. I will ask you if the process is trying to be prostituted? This letter was dated the 29th of November, 2001. "Steve Johnson, an Epping Selectmen asked if the trail was due to be opened from Route 107 to Epping?" which is what we are talking about when Senator D'Allesandro's amendment that he passed in. "As a town Official, he has been asked these questions and came here tonight" which was in Fremont, "looking for answers. After a good deal of discussion, Paul Grey" who I believe works for the Department, "answered that was not being proposed at this time. If it is proposed, there would be a public hearing to discuss it. Mr. Grey said this might happen in the future." No public hearing. A back door amendment, a mid-night amendment, one of those things. That is how it happened. Now this letter of December of 28, 1998 was sent to the Fremont Board of Selectmen and signed by the Commissioner, George Bald who I have a lot of respect for. He has been doing a great job with the citizens in Allenstown on the Bear Brook Park with this issue. He has gone overboard to help the people up there. "It is my understanding that the Rockingham Recreation Trail has always allowed shared winter time use of snowmobiles and ATV's. It is also my understanding that a public meeting was held in Fremont about two years ago at which time an agreement was reached that any summer use of ATV's along this trail would require a public meeting of some kind. There has been no proposed new use of the Rockingham Recreational Trail through Fremont. It was never the intention to exclude Fremont residents or officials from the decision making process. I can assure you that before any change of use occurs," I can "assure you" before any use occurs, "there will be timely notification to the town for input into the decision making process." There has been absolutely zip. It came through an amendment at the last minute and got onto this bill. I am furious about it and I am furious at the Department doing what they did and the way that they did it. Thank you Mr. President.

SENATOR SAPARETO: Thank you Mr. President. Mr. President, I would like to apologize to my colleague from Raymond. We were told in the Wildlife Committee from Mr. Paul Grey, representing the Bureau of Trails, that it was okay and it was approved by the towns, that it was okay to add that portion onto it, and because there was no objection to it, that we added that. I again, apologize, but again, that is how that amendment came on. I am absolutely disgusted at the lack of integrity by some members of that department for telling us something that absolutely was not true. So my apologies Senator.

SENATOR BARNES: Accepted.

In recess.

Out of recess.

Question is on the adoption of the Committee of Conference Report.

A roll call was requested by Senator Barnes.

Seconded by Senator Sapareto.

The following Senators voted Yes: Gallus, Johnson, Kenney, Boyce, Below, Green, Flanders, Odell, Roberge, Peterson, O'Hearn, Foster, Clegg, Gatsas, Barnes, Martel, Sapareto, D'Allesandro, Estabrook, Morse, Prescott, Cohen.

The following Senators voted No: Larsen.

Yeas: 22 - Nays: 1

Adopted.

**June 12, 2003
2003-2078-CofC
01/09**

Committee of Conference Report on HB 461, an act establishing a commission to study financial exploitation of the elderly and persons with disabilities.

Recommendation:

That the House recede from its position of nonconcurrency with the Senate amendment, and concur with the Senate amendment, and

That the Senate and House each pass the bill as amended by the Senate.

The signatures below attest to the authenticity of this Report on HB 461, an act establishing a commission to study financial exploitation of the elderly and persons with disabilities.

*Conferees on the Part
of the Senate*

Sen. Barnes, Dist. 17
Sen. Martel, Dist. 18
Sen. Larsen, Dist. 15

*Conferees on the Part
of the House*

Rep. Joseph Manning, Ches. 28
Rep. MacKay, Merr. 39
Rep. Seldin, Merr. 39
Rep. Batula, Hills. 58

Senator Barnes moved adoption.

Adopted.

June 18, 2003
2003-2224-CofC
01/09

Committee of Conference Report on HB 470, an act relative to health insurance providers.

Recommendation:

That the House recede from its position of nonconcurrency with the Senate amendment, and

That the Senate recede from its position in adopting its amendment to the bill, and

That the Senate and House adopt the following new amendment to the bill as amended by the House, and pass the bill as so amended:

Amend the bill by replacing all after section 1 with the following:

2 Provider Contract Standards; Continued Access. RSA 420-J:8, XI is repealed and reenacted to read as follows:

XI. Every contract entered into after July 1, 2003 between a health carrier and any physician or facility shall contain a provision that ensures that covered persons will have continued access to the provider in the event that the contract is terminated for any reason other than unprofessional behavior. The continued access to providers shall be made available for 60 days from the date of termination of the contract and shall be provided and paid for in accordance with the terms and conditions of the covered person's health benefit plan and the prior contract between a health carrier and a health care provider. Within 5 business days of the contract termination, the health carrier shall provide written notice to affected covered persons explaining their continued access rights.

3 New Section; Continued Access to Care Subsequent to a Provider Contract Termination. Amend RSA 420-J by inserting after section 7-c the following new section:

420-J:7-d Continued Access to Care Subsequent to a Provider Contract Termination. The commissioner may extend the period of continued access to care subsequent to a provider contract termination provided for under RSA 420-J:8, XI for up to an additional 60-day period.

4 Committee Established. There is established a committee to study the contracting process between managed care insurers and health care providers in the state.

5 Membership and Compensation.

I. The members of the committee shall be as follows:

(a) Three members of the house of representatives, appointed by the speaker of the house.

(b) Three members of the senate, appointed by the president of the senate.

II. Members of the committee shall receive mileage at the legislative rate when attending to the duties of the committee.

6 Duties. The committee shall study the contracting process between managed care insurers and health care providers in the state and shall, to the extent practicable:

I. Determine the cause or causes of the recent spate of contracting disputes.

II. Evaluate potential policies to prevent or decrease the incidence of contract disputes and promote a more equitable compensation scheme for health care providers while not adding to the cost of health insurance, including so called "any willing provider" legislation.

III. Evaluate potential policies for protecting covered persons when contract disputes occur while not adding to the cost of health insurance,

including the question whether existing laws providing a period of continued access to health care providers for covered persons in the event of a provider contract termination are sufficient to ensure continuity of care for covered persons.

IV. Determine whether any statutory or regulatory changes are needed to achieve a better balance between the interests of increasing competition, controlling health insurance premium increases, promoting choice of health care providers, ensuring quality of care and continuity of care, and achieving a more equitable compensation scheme for health care providers.

7 Chairperson; Quorum. The members of the study committee shall elect a chairperson from among the members. The first meeting of the committee shall be called by the first-named house member. The first meeting of the committee shall be held within 45 days of the effective date of this section. Four members of the committee shall constitute a quorum.

8 Report. The committee shall report its findings and any recommendations for proposed legislation to the speaker of the house of representatives, the senate president, the house clerk, the senate clerk, the governor, and the state library on or before November 1, 2003.

9 Repeal. RSA 420-J:8, XII, relative to certain continued access, is repealed.

10 Effective Date.

I. Section 1 of this act shall take effect January 1, 2004.

II. Sections 2, 3, and 9 of this act shall take effect July 1, 2003.

III. The remainder of this act shall take effect upon its passage.

The signatures below attest to the authenticity of this Report on HB 470, an act relative to health insurance providers.

*Conferees on the Part
of the Senate*

Sen. Flanders, Dist. 7

Sen. Martel, Dist. 18

Sen. Cohen, Dist. 24

*Conferees on the Part
of the House*

Rep. Hunt, Ches. 28

Rep. Fraser, Merr. 37

Rep. Liebl, Ches. 27

Rep. Kathleen Taylor, Straf. 70

2003-2224-CofC

AMENDED ANALYSIS

This bill:

I. Requires health insurers to keep a provider's personal information confidential.

II. Ensures continued access to care subsequent to a provider contract termination for a certain period of time.

III. Establishes a committee to study the contracting process between managed care insurers and health care providers in the state.

Senator Flanders moved adoption.

SENATOR FLANDERS: Thank you Mr. President. I will be very brief. I am happy to report that we made some great strides in this. You have heard me speak of this floor about the situation in Franklin and the needs that there were to protect the physicians and patients. If you will read on line 14, we were able to come out of with three meetings, that covered persons will have 60 days from the time that any contract is terminated to find new coverage, and if deemed necessary, the Insurance Commissioner can add another 60 days on it. We feel this is great protection, not

only for the covered persons in the state of New Hampshire, but also all of the doctors in the state of New Hampshire. We also are going to study further, some of the other actions. Thank you very much.

SENATOR BARNES: Thank you Mr. President. I want to congratulate Senator Flanders. After his article appeared in the Union Leader and other papers in the state, things came together, and you deserve a lot of credit for making it happen, Senator.

SENATOR FLANDERS: Thank you very much.

Adopted.

June 13, 2003

2003-2109-CofC

05/09

Committee of Conference Report on HB 481, an act establishing a committee to study the pricing of milk products.

Recommendation:

That the House recede from its position of nonconcurrency with the Senate amendment, and

That the Senate recede from its position in adopting its amendment to the bill, and

That the Senate and House each pass the bill as amended by the House.

The signatures below attest to the authenticity of this Report on HB 481, an act establishing a committee to study the pricing of milk products.

*Conferees on the Part
of the Senate*

Sen. Barnes, Dist. 17

Sen. Odell, Dist. 8

Sen. Cohen, Dist. 24

*Conferees on the Part
of the House*

Rep. Hunt, Ches. 28

Rep. Quandt, Rock. 83

Rep. Holden, Hills. 48

Rep. Meader, Ches. 25

Senator Barnes moved adoption.

Adopted.

June 17, 2003

2003-2207-CofC

03/04

Committee of Conference Report on HB 509, an act relative to access to motor vehicle records.

Recommendation:

That the House recede from its position of nonconcurrency with the Senate amendment, and concur with the Senate amendment, and

That the Senate and House adopt the following new amendment to the bill as amended by the Senate, and pass the bill as so amended:

Amend the bill by replacing section 2 with the following:

2 Motor Vehicle Records; Access by Life Insurance Companies. Amend RSA 260:14, V(a)(10) to read as follows:

(10) For use by life insurance companies authorized to write life insurance policies [in this state], or their authorized agents, on a case-by-case basis, [and upon representation by the company or authorized agent, on a form satisfactory to the department, that the named person's written consent to the release of the record has been obtained and that the record will be used solely] in connection with claims investigation, rating, and underwriting, *provided that the insurance company has provided written notice to the named person that the person's motor vehicle records will be accessed.*

The signatures below attest to the authenticity of this Report on HB 509, an act relative to motor vehicle records.

*Conferees on the Part
of the Senate*

Sen. Kenney, Dist. 3
Sen. Morse, Dist. 22
Sen. Below, Dist. 5

*Conferees on the Part
of the House*

Rep. Packard, Rock. 75
Rep. J. Flanders, Rock. 79
Rep. Letourneau, Rock. 77
Rep. Ferland, Sull. 23

Senator Kenney moved adoption.

Adopted.

June 12, 2003
2003-2080-CofC
10/04

Committee of Conference Report on HB 543, an act relative to increasing the membership of the board of accountancy and relative to appeals of board decisions.

Recommendation:

That the House recede from its position of nonconcurrence with the Senate amendment, and concur with the Senate amendment, and

That the Senate and House adopt the following new amendment to the bill as amended by the Senate, and pass the bill as so amended:

Amend the bill by replacing section 2 with the following:

2 Board of Accountancy; Appeals. Amend RSA 309-B:12, X to read as follows:

X. Any person or firm adversely affected by any order of the board entered after a hearing under this section may appeal such order by filing a written petition with the superior court in the county in which the respondent resides or, if not a resident of this state, in the county in which the respondent has a place of business or resident agent. ~~The petition shall be filed within 30 days after the entry of the order. The respondent shall exhaust all applicable administrative procedures before periodical review may commence. The procedures for review and the scope of the review shall be as specified in RSA 541-A, the New Hampshire Administrative Procedure Act.]~~ ***An appeal shall not suspend the order of the board unless the court orders otherwise. The record of the hearing of the board's action shall be presented to the superior court for its review pursuant to the procedures and standards of RSA 541. The superior court may affirm, reverse, or modify the board's order or may order a trial de novo. A trial de novo shall be pursuant to the board's rules and the rules of evidence shall not apply.***

The signatures below attest to the authenticity of this Report on HB 543, an act relative to increasing the membership of the board of accountancy and relative to appeals of board decisions.

*Conferees on the Part
of the Senate*

Sen. Prescott, Dist. 23
Sen. Kenney, Dist. 3
Sen. Estabrook, Dist. 21

*Conferees on the Part
of the House*

Rep. Bergin, Hills. 47
Rep. Goulet, Hills. 57
Rep. Hamel, Rock. 79
Rep. DeJoie, Merr. 39

Senator Prescott moved adoption.

Adopted.

June 17, 2003
2003-2212-CofC
01/04

Committee of Conference Report on HB 546, an act relative to uniform prescription drug information cards.

Recommendation:

That the House recede from its position of nonconcurrency with the Senate amendment, and

That the Senate recede from its position in adopting its amendment to the bill, and

That the Senate and House each pass the bill as amended by the House.

The signatures below attest to the authenticity of this Report on HB 546, an act relative to uniform prescription drug information cards.

*Conferees on the Part
of the Senate*

Sen. Flanders, Dist. 7

Sen. Martel, Dist. 18

Sen. Cohen, Dist. 24

*Conferees on the Part
of the House*

Rep. Hunt, Ches. 28

Rep. Fraser, Merr. 37

Rep. Liebl, Ches. 27

Rep. Kathleen Taylor, Straf. 70

Senator Flanders moved adoption.

Adopted.

June 12, 2003
2003-2092-CofC
05/01

Committee of Conference Report on HB 558, an act relative to financial reports on bingo and lucky 7 operations.

Recommendation:

That the House recede from its position of nonconcurrency with the Senate amendment, and concur with the Senate amendment, and

That the Senate and House each pass the bill as amended by the Senate.

The signatures below attest to the authenticity of this Report on HB 558, an act relative to financial reports on bingo and lucky 7 operations.

*Conferees on the Part
of the Senate*

Sen. Gallus, Dist. 1

Sen. D'Allesandro, Dist. 20

Sen. Boyce, Dist. 4

*Conferees on the Part
of the House*

Rep. Jasper, Hills. 66

Rep. Griffin, Rock. 76

Rep. Gibson, Hills. 58

Rep. C. Pappas, Hills. 49

Senator Gallus moved adoption.

Adopted.

June 17, 2003
2003-2154-CofC
03/05

Committee of Conference Report on HB 577-FN-A-LOCAL, an act relative to implementing the Help America Vote Act of 2002 and relative to rulemaking by the secretary of state.

Recommendation:

That the House recede from its position of nonconcurrency with the Senate amendment, and concur with the Senate amendment, and

That the Senate and House adopt the following new amendment to the bill as amended by the Senate, and pass the bill as so amended:

Amend the bill by deleting section 13 and renumbering the original section 14 to read as 13.

The signatures below attest to the authenticity of this Report on HB 577-FN-A-LOCAL, an act relative to implementing the Help America Vote Act of 2002 and relative to rulemaking by the secretary of state.

*Conferees on the Part
of the Senate*

Sen. Boyce, Dist. 4
Sen. Roberge, Dist. 9
Sen. Flanders, Dist. 7

*Conferees on the Part
of the House*

Rep. Dickinson, Carr. 4
Rep. Whalley, Belk. 31
Rep. Rodeschin, Sull. 20
Rep. Drisko, Hills. 46

2003-2154-CofC

AMENDED ANALYSIS

This bill:

I. Establishes an election fund for moneys appropriated to the state pursuant to the Help America Vote Act of 2002 and requires that certain fees and fines be deposited in the fund.

II. Authorizes a statewide centralized voter registration database and communications network.

Senator Boyce moved adoption.

SENATOR COHEN: Thank you very much. As a member of the Committee of Conference, my job was to uphold the Senate position. I tried to uphold the Senate position. A smoke screen was put up as to why the Senate position, with regard to use of government property for electioneering, why there were problems with that? The fact is, there were no problems with that. The public would like to be able to have confidence that we, in government, are not abusing the physical offices, telephones, the faxes, vehicles, computers...we should not be electioneering from our offices. That is why the Senate passed this with this particular paragraph. It was very simple, straightforward to say, "we may not electioneer", which means to act in any way specifically designed to influence the vote of a voter, and I put forth a very clear amendment to make sure that it was "in an election." I was then pulled off this committee, which I think is a shame because this is something that we, in this Senate, should support, with this particular amendment, to restore public confidence in those people who have been elected and who are serving as staff people up here, in both the legislative as well as the executive branch. So this was...the Senate version was a lot better. I would urge my colleagues to reject the Committee of Conference Report.

SENATOR LARSEN: Like Senator Cohen, I was amazed to hear that the Conference Committee removed the language which would have protected, basically, the people of this state, from others who might use government property to perform political electioneering. The very broad language that the Senate had adopted saying no person shall use government property, including, but not limited to telephones, fax machines, vehicles, computers for electioneering, would have protected all of us from what all of us recognize as an unfair advantage that we have, being in public office. We have access to more machines, more computers, vehicles that are paid for by public citizens of this state. It is wrong to use them for electioneering, and yet, for some reason, the Conference

Committee, and the Senate members, receded from the Senate position and let the House get away with removing this language. I don't understand it. I don't think that it makes any sense. I would like to hear from perhaps Senator Boyce who was reporting this as the lead Senate member, what is the logic for allowing or not saying that a person should not use government property for electioneering? I think that everyone in this room says that shouldn't happen. In some of the discussion in Public Affairs, we heard members saying that they actually had town officials who used the town offices to campaign against their election, and they were offended by that. Certainly that was right to be offended. And as I say, it is a misuse of public property for any of us to be using any of the property that is provided to us, is in trust to us. It is breaking that trust when we use access to those pieces of property for electioneering. So it is very wrong that we decided not to include this in the Help America Vote Act. I am disturbed that our Senate members, Senator Boyce, Roberge and Flanders, couldn't convince the House of the wisdom of passing this language, and I would like to hear some explanation. I think that we need to have a discussion on why this happened?

SENATOR BOYCE: Yes, in the discussions with the House on this bill, they were not convinced that it was needed. And it was not exactly clear what the intention was. In fact, the day that we acted on this Committee of Conference, I received on my desk in the Finance Committee, a fax from a fax machine, at an elementary school, signed by a teacher, and the cover sheet was clearly printed by the school at the school expense, lobbying for inclusion of a program in the budget. Later that same day, I received from the same fax machine, another fax, this one signed by the principal of that school, lobbying for the same thing. Now there is some question as to whether or not that is an appropriate thing for a teacher or principal to do? The principal more so than the teacher. But, the way that amendment that was in there was written, it was not clear whether that kind of action would be included. It was not clear to the House members and it was not clear to some of us in the Senate, so rather than jeopardize this bill, which is very important for getting the money that is coming to the state for the Help America Vote Act, we decided to simply delete that. It can be taken up at another time, and it is actually partially covered in a bill that was enacted and sent to the Governor and signed into law. Thank you.

SENATOR COHEN: I rise to speak for a second time. That other bill which Senator Boyce referred to only dealt with public employees. That is very questionable, and is going to be challenged in court, and this went beyond that just to say "persons." There was no lack of clarity here. We knew what this was about. If we want to restore public confidence and make sure that the public, the citizens of this state, who we work for, who we were elected to serve, should have confidence that we are not abusing, nobody here, is abusing our offices for electioneering. It is a very simple, very straightforward, not confusing amendment here that the Senate agreed to. It should have been in there.

Adopted.

**June 10, 2003
2003-2048-CofC
05/09**

Committee of Conference Report on HB 590-FN, an act relative to highway fund budget reporting requirements.

Recommendation:

That the House recede from its position of nonconcurrency with the Senate amendment, and concur with the Senate amendment, and

That the Senate and House adopt the following new amendment to the bill as amended by the Senate, and pass the bill as so amended:

Amend RSA 9:9-b as inserted by section 1 of the bill by replacing it with the following:

9:9-b Allocation of Unrestricted Revenue from Highway Fund. In each biennium, all unrestricted revenue from the highway fund, including any surplus but excluding any betterment funds and highway block grant aid, as estimated by the commissioner of the department of administrative services in RSA 9:6, and subject to the requirements of RSA 9:4-d, shall be allocated in the operating budget as follows:

I. Department of transportation: Not less than 74 percent of unrestricted revenue.

II. Department of safety: Not to exceed 24 percent of unrestricted revenue.

III. Other projects that comply with part 2, article 6-a of the New Hampshire constitution, relative to the use of highway funds: Not to exceed 2 percent of unrestricted revenue.

The signatures below attest to the authenticity of this Report on HB 590-FN, an act relative to highway fund budget reporting requirements.

*Conferees on the Part
of the Senate*

Sen. D'Allesandro, Dist. 20
Sen. Clegg, Dist. 14
Sen. Gallus, Dist. 1

*Conferees on the Part
of the House*

Rep. Leber, Merr. 35
Rep. C. Bouchard, Merr. 39
Rep. Graham, Hills. 57
Rep. Weyler, Rock. 79

Senator D'Allesandro moved adoption.

Adopted.

June 17, 2003
2003-2203-CofC
01/03

Committee of Conference Report on HB 606, an act establishing a right-to-know study commission.

Recommendation:

That the House recede from its position of nonconcurrency with the Senate amendment, and concur with the Senate amendment, and

That the Senate and House adopt the following new amendment to the bill as amended by the Senate, and pass the bill as so amended:

Amend RSA 91-A:2, I(d) as inserted by section 7 of the bill by replacing it with the following:

(d) A caucus consisting of elected members of a public body of the same political party who were elected on a partisan basis at a state general election or elected on a partisan basis by a town or city which has adopted a partisan ballot system pursuant to RSA 669:12 or RSA 44:2.

The signatures below attest to the authenticity of this Report on HB 606, an act establishing a right-to-know study commission.

*Conferees on the Part
of the Senate*

Sen. Flanders, Dist. 7

Sen. Odell, Dist. 8

Sen. Boyce, Dist. 4

*Conferees on the Part
of the House*

Rep. Mock, Carr. 4

Rep. Haytayan, Hills. 46

Rep. Thomas, Belk. 31

Rep. Dudley, Graf. 18

Senator Flanders moved adoption.

SENATOR COHEN: Thank you Mr. President. This is dealing in another way, with public confidence in government. There has been an awful lot going on that the public has not known about. The public wants to have confidence. That confidence has been eroded. Let's face it. If there hasn't been a problem and if it has been done this way for a long time and there hasn't been a problem, then why do we need this amendment to specifically exempt caucus? In the past, if there has been a quorum of the public body...that is what is key here. If there is a quorum of the body, then what is there to hide? Why not maintain the openness that has been there? I think that we ought to look at this very seriously and recognize that if there is a quorum of the body, the public has the right to know. I would urge rejection of 606 as it came out of the Committee of Conference.

SENATOR LARSEN: This bill is part of a trend which concerns a number of us. Instead of pushing for more openness in government, we end up with more and more bills which try to limit the public's access to what happens in public debate. The amendment that was removed or the language in 606 which allows for caucuses allows for increase behind the door sessions where public members, and the press are not able to see how we arrive at a public position. We have seen this also through some of the measures we have debated earlier today, that there is increasing pressure to just get it over with. Let's just decide amongst us who are in the majority, and not have them have this full debate out in the open air where everyone can see. The very sense of our democracy is based upon us being willing to debate, out in the open, why we are voting the way we are voting. Caucuses can be abused. There are many opportunities where we can, if we have a majority, shut down that open public debate. Our job is to keep it open and in the full light of day so that all members can see why we are voting the way that we do, can understand our positions on things, so that when we come up for reelection, we can stand tall and say "this is why I voted this way, this is how I came to this decision." So I would urge you to vote no on HB 606 and to consider the long-range effects of when you close the doors of state government, as we decide the most important issues of our day, you close the doors to the very public that has to make decisions about us and whether we are reasonable in our decision making and whether we deserve to come back. I urge you not to approve HB 606.

SENATOR FLANDERS: Thank you Mr. President and members of the Senate. There has been no lack of debate on the floor today, as was indicated by Senator Larsen "that there might be a lack of debate." That has not happened today. Let me just very briefly say that we are not changing anything by the amendment which starts on line 11. All we are doing is making sure that the status quo... I have been here three years and all caucuses have been closed. I have been told by other people who have been here for a long time that the caucuses have been closed. Because of a situation that occurred, we are just making sure that what has happened in the past, the status quo continues. There is no change

in this. We are not changing what has happened. I think that a great deal is being made about something that has continued to happen over the years in this institution. Thank you.

SENATOR BELOW: Senator Flanders, you are saying that this just preserves the status quo, but as I understand it right now, the Governor and Council can't meet behind close doors because that would be a quorum of that council excluding the public. In fact, this was an issue in the past when the Governor and Council used to have breakfast meetings that were closed door. It was questioned under the "right-to-know law." They were made public. So does not the effect of this amendment mean that the Governor and Council, if they are all of the same political party, can meet behind closed doors, discuss matters of public business and then come out and have their vote?

SENATOR FLANDERS: If that is your interpretation, yes.

SENATOR BELOW: Okay, thank you.

Question is on the adoption of the Committee of Conference Report.

A roll call was requested by Senator Larsen.

Seconded by Senator Cohen.

The following Senators voted Yes: Gallus, Johnson, Kenney, Boyce, Green, Flanders, Odell, Roberge, Peterson, O'Hearn, Clegg, Gatsas, Barnes, Martel, Sapareto, Morse, Prescott.

The following Senators voted No: Below, Foster, Larsen, D'Allesandro, Estabrook, Cohen.

Yeas: 17 - Nays: 6

Adopted.

Recess.

Senator Johnson in the Chair.

June 12, 2003

2003-2100-CofC

04/01

Committee of Conference Report on HB 615-FN, an act relative to the requirements for registration of sexual offenders.

Recommendation:

That the House recede from its position of nonconcurrence with the Senate amendment, and concur with the Senate amendment, and

That the Senate and House adopt the following new amendment to the bill as amended by the Senate, and pass the bill as so amended:

Amend RSA 651-B:7, II as inserted by section 3 of the bill by replacing it with the following:

II.(a) The division shall maintain a separate list of all individuals registered pursuant to this chapter who have been convicted of any violation or attempted violation of one of the following offenses, or of any law of another state or the federal government reasonably equivalent to one of the following offenses:

(1) RSA 632-A:2, I(1).

(2) RSA 632-A:2, II-III.

(3) RSA 632-A:3, II, provided that the age difference between the convicted individual and the victim was more than 3 years at the time of the offense.

(4) RSA 632-A:3, III.

(5) RSA 645:1, II-III.

(6) Any offense described in RSA 651-B:1, V.

(b)(1) The list described in subparagraph (a) shall include:

(A) The name, address, and date of birth of the registered individual.

(B) The offense for which the individual was convicted.

(C) The date and court of the conviction for which the individual is registered.

(D) Outstanding arrest warrants, and the information listed in subparagraphs (b)(1)(A)-(C), for any sexual offender or offender against children who has not complied with the obligation to register under this chapter.

(E) A photograph or physical description of the individual, if available.

(2) Where such information is available, the list may also include:

(A) The date and court of the individual's other convictions, if any.

(B) Information on the profile of the victim or victims of the individual's offense or offenses.

(C) The method of approach utilized by the individual.

(3) In no event shall the list include the identity of any victim.

Amend RSA 651-B:7, VI (a) as inserted by section 4 of the bill by replacing it with the following:

VI.(a) Notwithstanding the provisions of this section, any individual required to be registered whose name and information is contained on the list described in subparagraph II(a) and who has been convicted of any violation or attempted violation of RSA 632-A:2, III or RSA 632-A:3, II, provided that the age difference between the convicted individual and the victim was more than 3 years at the time of the offense and the person has no prior convictions requiring registration under RSA 651-B:2, may file with the clerk of the superior court for the county in which the judgment was rendered an application for review of the public registration requirement contained in RSA 651-B:7. This application shall not be filed prior to the completion of all the terms and conditions of the sentence and in no case earlier than 10 years after the date of release following conviction. After review of the application, the court may schedule a hearing.

Amend the bill by replacing all after section 6 with the following:

7 Sexual Assault and Related Offenses; Sexual Assault. RSA 632-A:4 is repealed and reenacted to read as follows:

632-A:4 Sexual Assault.

I. A person is guilty of a class A misdemeanor under any of the following circumstances:

(a) When the actor subjects another person who is 13 years of age or older to sexual contact under any of the circumstances named in RSA 632-A:2.

(b) In the absence of any of the circumstances set forth in RSA 632-A:2, when the actor engages in sexual penetration with a person, other than the actor's legal spouse, who is 13 years of age or older and under 16 years of age where the age difference between the actor and the other person is 3 years or less.

II. A person found guilty under subparagraph I(b) of this section shall not be required to register as a sexual offender under RSA 651-B.

8 Registration of Criminal Offenders; Exception Inserted. Amend RSA 651-B:1, III (a) to read as follows:

(a) RSA 632-A:2, 632-A:3, ~~[632-A:4]~~ **632-A:4, I(a)**, 645:1, II, or 645:1, III; or

9 Registration of Sexual Offenders; Duration of Registration; Exception Inserted. Amend RSA 651-B:6, II to read as follows:

II. Any sexual offender convicted of a violation or attempted violation of RSA ~~[632-A:4]~~ **632-A:4, I(a)** or RSA 645:1, II, and any offender against children convicted of a violation or attempted violation of RSA 633:3 or 645:2, I, or of an equivalent offense in an out-of-state jurisdiction, shall be registered for a 10-year period from the date of release following conviction, provided that any such registration period shall not run concurrently with any registration period resulting from a subsequent conviction.

10 Effective Date.

I. Sections 7-9 of this act shall take effect January 1, 2004.

II. The remainder of this act shall take effect 60 days after its passage.

The signatures below attest to the authenticity of this Report on HB 615-FN, an act relative to the requirements for registration of sexual offenders.

*Conferees on the Part
of the Senate*

Sen. Peterson, Dist. 11
Sen. Sapareto, Dist. 19
Sen. Foster, Dist. 13

*Conferees on the Part
of the House*

Rep. K. Gilbert, Rock. 82
Rep. Stevens, Carr. 7
Rep. Knowles, Straf. 69
Rep. Movsesian, Hills. 60

2003-2100-CofC

AMENDED ANALYSIS

This bill:

I. Requires certain information to be included in the sexual offender database and provides that other information such as a photograph or physical description of the offender shall be included, if available.

II. Provides a procedure for an individual required to be registered to review such requirement.

III. Prohibits the department of safety from maintaining records of individuals who access or attempt to access the LENS system database.

IV. Provides that an actor is guilty of class A misdemeanor sexual assault when, absent any act that would constitute aggravated felonious sexual assault, such actor engages in sexual penetration with a person other than a legal spouse who is 13 years of age or older and under 16 years of age where the age difference between the actor and the victim is three years or less.

Senator Peterson moved adoption.

Adopted.

June 17, 2003

2003-2165-CofC

04/03

Committee of Conference Report on HB 619-FN-A, an act expanding opportunities for dropout prevention and dropout recovery.

Recommendation:

That the House recede from its position of nonconcurrency with the Senate amendment, and concur with the Senate amendment, and

That the Senate and House each pass the bill as amended by the Senate.

The signatures below attest to the authenticity of this Report on HB 619-FN-A, an act expanding opportunities for dropout prevention and dropout recovery.

*Conferees on the Part
of the Senate*

Sen. O'Hearn, Dist. 12

Sen. Odell, Dist. 8

Sen. D'Allesandro, Dist. 20

*Conferees on the Part
of the House*

Rep. Carson, Rock. 75

Rep. Naro, Graf. 15

Rep. Jean, Hills. 65

Rep. Hager, Merr. 40

Senator O'Hearn moved adoption.

Adopted.

June 17, 2003

2003-2177-CofC

04/09

Committee of Conference Report on HB 621-FN-A-LOCAL, an act establishing an early childhood literacy program.

Recommendation:

That the House recede from its position of nonconcurrence with the Senate amendment, and concur with the Senate amendment, and

That the Senate and House adopt the following new amendment to the bill as amended by the Senate, and pass the bill as so amended:

Amend the bill by inserting after section 4 the following and renumbering the original section 5 to read as 6:

5 Federal Funds. The commissioner of the department of education shall expend federal funds received for the biennium ending June 30, 2005 for the Parents as Teachers program. If such federal funds are not available, then the commissioner is authorized to expend general funds appropriated under section 1 of this act for the Parents as Teachers program.

The signatures below attest to the authenticity of this Report on HB 621-FN-A-LOCAL, an act establishing an early childhood literacy program.

*Conferees on the Part
of the Senate*

Sen. Odell, Dist. 8

Sen. O'Hearn, Dist. 12

Sen. Foster, Dist. 13

*Conferees on the Part
of the House*

Rep. Carson, Rock. 75

Rep. Colcord, Merr. 34

Rep. Kurk, Hills. 48

Rep. C. Clarke, Merr. 35

Senator Odell moved adoption.

A roll call was requested by Senator Sapareto.

Senator Sapareto withdrew his request for a roll call.

Adopted.

June 16, 2003

2003-2155-CofC

03/01

Committee of Conference Report on HB 627-FN, an act relative to domicile for voting purposes and penalties for voter fraud.

Recommendation:

That the House recede from its position of nonconcurrence with the Senate amendment, and concur with the Senate amendment, and

That the Senate and House adopt the following new amendment to the bill as amended by the Senate, and pass the bill as so amended:

Amend the bill by replacing section 1 with the following:

1 County Attorneys; Election, Temporary Vacancies. Amend RSA 7:33 to read as follows:

7:33 Election; ~~[Vacancies]~~ **Temporary Vacancies**. There shall be a county attorney for each county, who shall be a member of the New Hampshire bar, elected biennially by the ~~[inhabitants]~~ **voters** of the county. If the county attorney is absent at any term of court or unable to discharge the duties of the office, the superior court, acting as a body, shall appoint a county attorney, who shall be a member of the New Hampshire bar, for the time being and allow said appointee such compensation for his *or her* services as ~~[they think reasonable]~~ **set by the county delegation**.

Amend the bill by replacing sections 4 and 5 with the following:

4 Town Meetings; Posting Warrant. Amend RSA 39:5 to read as follows:

39:5 Posting Warrant. The selectmen may address their warrant to the ~~[inhabitants]~~ **voters** of the town ~~[qualified to vote in town affairs]~~, in which case they shall post an attested copy of such warrant at the place of meeting, and a like copy at one other public place in the town, at least 14 days before the day of meeting. The 14 days shall not include the day of posting nor the day of the meeting, but shall include any Saturdays, Sundays, and legal holidays within the said period.

5 Town Meetings; Warrant to Constable. Amend RSA 39:6 to read as follows:

39:6 Warrant to Constable. Warrants for town meetings may be directed to a constable of the town, requiring ~~[him]~~ **the constable** to notify the ~~[inhabitants]~~ **voters**; and such constable shall post an attested copy of such warrant, as provided in ~~[the preceding section]~~ **RSA 39:5**.

Amend the bill by replacing sections 8 and 9 with the following:

8 Powers of City Councils; Aldermen; General Meeting. Amend RSA 47:16 to read as follows:

47:16 General Meeting. The mayor and aldermen shall issue their warrant for a general meeting of the ~~[inhabitants]~~ **voters**, for any constitutional or legal purpose, whenever requested to do so, in writing, by 100 legal voters.

9 Municipal Charters; Scope of Authorization. Amend RSA 49-B:2, I to read as follows:

I. Any incorporated town or city, regardless of population, shall be entitled to exercise the home rule powers recognized by article 39, part first, of the New Hampshire constitution, and implemented through this chapter, to create a charter commission and to present to its ~~[inhabitants]~~ **voters** by referendum a municipal charter, in which they may establish either a town or city government.

Amend the bill by replacing sections 14-16 with the following:

14 Village Districts; Establishment. Amend RSA 52:1 to read as follows:

52:1 Establishment.

I. Upon the petition of 10 or more ~~[legal]~~ voters, ~~[inhabitants of]~~ **persons domiciled in** any village situated in one or more towns, the selectmen of the town or towns shall fix, by suitable boundaries, a district including such parts of the town or towns as may seem convenient, for any of the following purposes:

- (a) The extinguishment of fires;
- (b) The lighting or sprinkling of streets;
- (c) The planting and care for shade and ornamental trees;
- (d) The supply of water for domestic and fire purposes, which may include the protection of sources of supply;

(e) The construction and maintenance of sidewalks and main drains or common sewers;

(f) The construction, operation, and maintenance of sewage and waste treatment plants;

(g) The construction, maintenance, and care of parks or commons;

(h) The maintenance of activities for recreational promotion;

(i) The construction or purchase and maintenance of a municipal lighting plant;

(j) The control of pollen, insects, and pests;

(k) The impoundment of water;

(l) The appointing and employment of watchmen and police officers;

(m) The layout, acceptance, construction, and maintenance of roads; and

(n) The maintenance of ambulance services.

II. The ~~legal~~ voters ~~[and inhabitants of]~~ **who are domiciled in** any village shall cause a record of the petition, pursuant to paragraph I, and their proceedings thereon to be recorded in the records of the towns in which the district is situate.

15 Village Districts; Meeting to Consider. Amend RSA 52:2 to read as follows:

52:2 Meeting to Consider. Such selectmen shall also forthwith call a meeting of the ~~legal~~ voters ~~[residing]~~ **domiciled** in the district to see if they will vote to establish the district, and if so to choose necessary officers therefor. They shall call the meeting and give notice thereof as town meetings are called and warned, excepting that the warrant shall be posted at 2 or more public places in the district.

16 Village Districts; Appropriations. Amend RSA 52:4 to read as follows: 52:4 Appropriations.

I. No village district shall raise or appropriate money, or reduce or rescind any appropriation of money previously authorized, at any special meeting of the ~~[inhabitants]~~ **voters** thereof except by vote by ballot, nor unless the ballots cast at such meeting shall be equal in number to at least one-half of the number of ~~legal~~ voters of such district at the regular meeting next preceding such special meeting; and if a checklist was used at the last preceding regular meeting the same shall be used to ascertain the number of ~~legal~~ voters in the district; and such checklist, corrected according to law, shall be used at such special meeting upon request of 10 ~~legal~~ voters. In case of an emergency arising in a district for which immediate expenditure of money is necessary, the district through its commissioners may appeal to the superior court for permission to hold a special district meeting which, if granted, shall give said meeting the same authority as the annual district meeting.

II. Ten days prior to petitioning the superior court, the district commissioners shall notify, by certified mail, the commissioner of the department of revenue administration that an emergency exists by providing ~~[him]~~ **the commissioner** with a copy of the explanation of the emergency, the warrant article or articles and the petition to be submitted to the superior court. The petition to the superior court shall include a certification that the commissioner of the department of revenue administration has been notified pursuant to this paragraph.

Amend the bill by replacing section 18 with the following:

18 Cooperative School Districts; Powers; Checklists. Amend RSA 195:4, III to read as follows:

III. CHECKLISTS. At the meetings held in the preexisting districts for the purpose of accepting the articles of agreement, or any existing

arrangements, and at the organization meeting of the cooperative school district the checklist for each preexisting district shall be used. The school board of any preexisting district which does not have a checklist shall make, post, and correct a list of the [legal] voters in the district for use at such meetings as supervisors are required to do in regard to the list of voters in their towns. Thereafter the cooperative school board shall make, post, and correct a list of the [legal] voters of the cooperative school district acting as supervisors are required to do, except that such list shall indicate with respect to each voter the preexisting district in which the voter [resides] **is domiciled**. Any 2 members of the cooperative school board shall constitute a quorum at sessions for the correction of the checklist. Notwithstanding the foregoing provisions whenever each of the preexisting school districts is coextensive with the town in which it is located the cooperative school district may, at an annual cooperative school district meeting, under an article in the warrant for such meeting, vote that the supervisors of each town, acting as the supervisors of the cooperative school district, shall make, post and correct in each preexisting district a checklist of the voters in each preexisting district and shall certify the making, posting, and correction of the checklist acting as supervisors of the cooperative school district. At each annual meeting for the election of officers of the cooperative district the checklists prepared by the supervisors in each preexisting district in accordance with the provisions of this paragraph shall be used and the town supervisors from each preexisting district shall attend such annual meeting. The voters of the cooperative district shall be those whose names appear on the checklists as provided by this paragraph. The supervisors shall be paid such compensation as the district may provide.

Amend the bill by replacing sections 20 and 21 with the following:

20 School Meetings; Warning. Amend RSA 197:5 to read as follows:

197:5 Warning. School district meetings shall be warned by the school board, or, in cases authorized by law, by a justice of superior court, by a warrant addressed to the [inhabitants] **voters** of the district [qualified to vote in district affairs], stating the time and place of the meeting and the subject matter of the business to be acted upon. In all districts which have not adopted the provisions of this title providing for medical inspection in schools the warrant shall contain an article relating thereto.

21 Mosquito Control; Districts Established; Members. Amend RSA 430:14, I to read as follows:

I. Each mosquito control district shall be governed by a board or committee, consisting of 3 [qualified] voters [residing] **domiciled** in the district, appointed by the local governing body, one each for terms of one, two, and three years. At the expiration of the terms of the members of the first board or committee, all appointments shall be for terms of 3 years and until their successors are appointed and qualified, but the individuals holding the appointment shall do so at the pleasure of the local governing body. At least one board or committee member should be a local governing body member; however, this one membership may be assigned. Vacancies shall be filled by the local governing body. Vacancies resulting for cause other than expiration of term shall be filled for the unexpired term.

Amend the bill by replacing section 23 with the following:

23 Voter; Office Holder. Amend RSA 654:1 to read as follows:

654:1 [Legal] Voter; Office Holder.

I. Every inhabitant of the state, having a [~~fixed and permanent~~] **single** established domicile **for voting purposes**, being a citizen of the

5. If a naturalized citizen, give name of court where and date when naturalized _____

6. Place last registered to vote _____
Town or City

Street _____ Ward Number _____

7. Name under which previously registered, if different from above _____

8. Party Affiliation (if any) _____

~~I hereby swear, under penalty of perjury, that my permanent established domicile is at the above address, that I am a United States citizen, that I will be 18 years of age or older on election day, and that the information above is true and correct to the best of my knowledge and belief.~~

(Signature of Applicant)

9. Driver's License Number _____ State _____

If you do not have a valid driver's license, provide the last four digits of your social security number _____

My name is _____ I am today registering to vote in the city/town of _____, New Hampshire.

I understand that to vote in this city/town, I must be 18 years of age, I must be a United States citizen, and I must be domiciled in this city/town.

I understand that a person can claim only one state and one city/town as his or her domicile at a time. A domicile is that place, to which upon temporary absence, a person has the intention of returning. By registering or voting today, I am acknowledging that I am not domiciled in any other state or any other city/town. I understand that if I am domiciled in another state or city/town, I may be entitled to vote in elections held within that state or city/town by absentee ballot.

In declaring New Hampshire as my domicile, I am subject to the laws of the State of New Hampshire which apply to all residents, including laws requiring me to register my motor vehicles and apply for a New Hampshire driver's license within 60 days of becoming a resident.

In declaring New Hampshire as my domicile, I realize that I may be forfeiting benefits or rights, including the right to vote in another state.

If I have any questions as to whether I am entitled to vote in this city/town, I am aware that a supervisor of the checklist is available to address my questions or concerns.

I acknowledge that I have read and understand the above qualifications for voting and do hereby swear, under the penalties for

voting fraud set forth below, that I am qualified to vote in the above-stated city/town, and, if registering on election day, that I have not voted and will not vote at any other polling place this election."

Date

Signature

In accordance with RSA 659:34, the penalty for knowingly or purposefully providing false information when registering to vote or voting is a class A misdemeanor with a maximum sentence of imprisonment not to exceed one year and a fine not to exceed \$2,000. Fraudulently registering to vote or voting is subject to a civil penalty not to exceed \$5,000.

Amend the bill by replacing section 27 with the following:

27 Voter Registration in Cities. Amend RSA 654:8-a, I to read as follows:

I. Any **person** qualified **as a** voter in a city whose name does not appear on the checklist where registration is required because the voter's voting [**residence**] **domicile** has changed from one ward in the city to another ward in the same city, and who is otherwise registered to vote in the election, may change voter registration at the office of the city clerk. A change in voter registration under this section shall be made no later than the final date set for correcting the checklist in the city. The city clerk may require the voter to provide acceptable proof of identification and acceptable proof of [**residence**] **domicile**.

Amend the bill by replacing section 30 with the following:

30 Absentee Registration Affidavit. Amend RSA 654:17 to read as follows:

654:17 Absentee Registration Affidavit.

I. The absentee registration affidavit shall be prepared by the secretary of state and shall be in substantially the following form:

Affidavit (Absence from town)

I, _____ do hereby swear or affirm, under [**penalty of perjury**] **the penalties for voting fraud set forth below**, the following:

1)~~(a)~~ That my legal domicile is in the town of _____, New Hampshire, I will be of the age of 18 years or over on election day and am entitled to vote in the election to be held in said town on _____, [~~19~~] _____ (**date**), except for the fact that my name does not appear on the checklist to be used in said town at such election;

~~[(b) That if I were personally to appear before the supervisors of the checklist of said town in their regular session for the correction of the checklist for said election, I would present the following as proof of domicile _____ (including but not limited to a drivers license, electric bill, passport, or cancelled check);~~

2) That I do not intend to be present within said town at such time prior to said election as shall enable me personally to appear before the supervisors of the checklist of said town in their regular sessions for the correction of the checklist for said election;

3) That I am temporarily residing in _____ (city and state or city, province, and country);

4) That I hereby enclose one of the following as proof of identity and domicile:

(a) A copy of a current and valid New Hampshire driver's license or an armed services identification or other photo identification issued by the United States government that shows the name and address of the voter; or

(b) A copy of a current and valid photo identification and a copy of a current utility bill, bank statement, government check, paycheck, or other government document that shows the name and address of the voter;

5) That I acknowledge that if I do not provide a copy of proof of identity and domicile as required by section 4) above, this application may not be approved; and

[4] 6) That I hereby make application for the addition of my name to the checklist of said town to be used at said election.

Signature of Applicant

Date

In accordance with RSA 659:34, the penalty for knowingly or purposefully providing false information when registering to vote or voting is a class A misdemeanor with a maximum sentence of imprisonment not to exceed one year and a fine not to exceed \$2,000. Fraudulently registering to vote or voting is subject to a civil penalty not to exceed \$5,000.

Affidavit (Physical Disability)

I, _____ do hereby swear or affirm, under [penalty of perjury] ***the penalties for voting fraud set forth below***, the following:

1) ~~(a)~~ That my legal domicile is in the town of _____, New Hampshire, I will be of the age of 18 years or over on election day, and am entitled to vote in the election to be held in said town on _____, [19]_____ (***date***), except for the fact that my name does not appear on the checklist to be used in said town at such election;

~~[(b) That if I were personally to appear before the supervisors of the checklist of said town in their regular session for the correction of the checklist for said election, I would present the following as proof of domicile _____ (including but not limited to a drivers license, electric bill, passport, or cancelled check);]~~

2) That I am unable by reason of physical disability personally to appear before the supervisors of the checklist of said town in their regular sessions for the correction of the checklist for said election;

3) That I hereby enclose one of the following as proof of identity and domicile:

(a) A copy of a current and valid New Hampshire driver's license or an armed services identification or other photo identification issued by the United States government that shows the name and address of the voter; or

(b) A copy of a current and valid photo identification and a copy of a current utility bill, bank statement, government check, paycheck, or other government document that shows the name and address of the voter;

4) That I acknowledge that if I do not provide a copy of proof of identity and domicile as required by section 3) above, this application may not be approved; and

[39] 5) That I hereby make application for the addition of my name to the checklist of said town to be used at said election.

Signature of Applicant

Date

In accordance with RSA 659:34, the penalty for knowingly or purposefully providing false information when registering to vote or voting is a class A misdemeanor with a maximum sentence of imprisonment not to exceed one year and a fine not to exceed \$2,000. Fraudulently registering to vote or voting is subject to a civil penalty not to exceed \$5,000.

II. There shall be printed below each of the foregoing affidavits the following affirmation:

Affirmation

I, _____, the undersigned witness, do hereby swear or affirm, under [~~penalty of perjury~~] ***the penalties for voting fraud set forth below***, that on the _____ day of _____, [19]_____ (*date*), the above named, _____, having satisfied me as to his ***or her*** identity, signed the foregoing affidavit in my presence, and did before me swear to (or affirm) the truth of the statements therein contained.

Signature of Witness

In accordance with RSA 659:34, the penalty for knowingly or purposefully providing false information when registering to vote or voting is a class A misdemeanor with a maximum sentence of imprisonment not to exceed one year and a fine not to exceed \$2,000. Fraudulently registering to vote or voting is subject to a civil penalty not to exceed \$5,000.

Amend the bill by replacing sections 35-39 with the following:

35 Qualifications of Candidates. Amend RSA 655:29 to read as follows:

655:29 Qualifications of Candidates. The form of the affidavit provided for in RSA 655:28 shall be the following:

I. (For use by candidate for governor): I, _____, candidate for the office of governor, hereby swear (or affirm) that I have been [~~an inhabitant of~~] ***domiciled in*** the state of New Hampshire for at least seven years immediately preceding the election for which I am a candidate, that I am a registered voter, that I will be at least 30 years of age on the day of said election, that I am not a candidate for incompatible offices as defined in RSA 655:10, and that I am not a federal employee.

II. (For use by candidate for councilor): I, _____, candidate for the office of councilor from the _____ district, hereby swear (or affirm) that I have been ~~[an inhabitant of]~~ **domiciled in** the state of New Hampshire for at least seven years immediately preceding the election for which I am a candidate, that I am now domiciled in councilor district no. _____ at the present time, that I will be at least 30 years of age on the day of said election, that I am not a candidate for incompatible offices as defined in RSA 655:10, and that I am not a federal employee.

III. (For use by candidate for state senate): I, _____, candidate for the office of senator from the _____ district, hereby swear (or affirm) that I have been ~~[an inhabitant of]~~ **domiciled in** the state of New Hampshire for at least seven years immediately preceding the election for which I am a candidate, that my domicile is in senatorial district no. _____ at the present time, that I will be at least 30 years of age on the day of said election, and that I am not a candidate for incompatible offices as defined in RSA 655:10, and that I am not a federal employee.

IV. (For use by candidate for state representative): I, _____, candidate for the office of representative from district no. _____ of _____ county, hereby swear (or affirm) that I have been ~~[an inhabitant of]~~ **domiciled in** the state of New Hampshire for at least 2 years immediately preceding the election for which I am a candidate, that I am now domiciled in district no. _____ of _____ county, the district I seek to represent, that I will be at least 18 years of age on the day of said election, that I am not a candidate for incompatible offices as defined in RSA 655:10, and that I am not a federal employee. I further recognize that, if elected, I will serve as a delegate to the county convention.

36 Voters in Unincorporated Places; Preparation of Special Ballots. Amend RSA 656:39 to read as follows:

656:39 Preparation of Special Ballots. The secretary of state shall prepare special state election ballots for ~~[inhabitants]~~ **voters** of unincorporated places as provided in RSA 668.

37 Absence, Religious Observance, and Disability. Amend RSA 657:7, II to read as follows:

II. Affidavit envelopes of sufficient size to contain the ballots on which shall be printed the following:

(a) Absence from City or Town. A person voting by absentee ballot because of absence from the city or town in which he **or she** is entitled to vote shall fill out and sign the following certificate:

I do hereby certify under the penalties ~~[of perjury]~~ **for voting fraud set forth below** that I am a ~~[duly-qualified]~~ voter in the city or town of _____, New Hampshire, in ward _____; that I will be absent on election day from said city or town and will be unable to vote in person; that I have carefully read (or had read to me because I am blind) the instructions forwarded to me with the ballot herein enclosed, and that I personally marked the ballot within and sealed it in this envelope (or had assistance in marking the ballot and sealing it in this envelope because I am blind).

(Signature) _____

In accordance with RSA 659:34, the penalty for knowingly or purposefully providing false information when registering to vote or voting is a class A misdemeanor with a maximum sentence of imprisonment not to exceed one year and a fine not to exceed \$2,000. Fraudulently registering to vote or voting is subject to a civil penalty not to exceed \$5,000.

(b) Absence Because of Religious Observance or Physical Disability. A person voting by absentee ballot because of religious observance or physical disability shall fill out and sign the following certificate:

I do hereby certify under the penalties ~~[of perjury]~~ **for voting fraud set forth below** that I am a ~~[duly qualified]~~ voter in the city or town of _____, New Hampshire, in ward _____; that I will be observing a religious commitment which prevents me from voting in person or that on account of physical disability I am unable to vote in person; that I have carefully read (or had read to me because I am blind) the instructions forwarded to me with the ballot herein enclosed, and that I personally marked the ballot within and sealed it in this envelope (or had assistance in marking the ballot and sealing it in this envelope because I am blind).

(Signature) _____

In accordance with RSA 659:34, the penalty for knowingly or purposefully providing false information when registering to vote or voting is a class A misdemeanor with a maximum sentence of imprisonment not to exceed one year and a fine not to exceed \$2,000. Fraudulently registering to vote or voting is subject to a civil penalty not to exceed \$5,000.

38 Overseas Voting. Amend RSA 657:8 to read as follows:

657:8 Overseas Voting. Prior to any federal election, the secretary of state shall prepare the following forms in such quantity as he **or she** deems necessary:

I. Overseas citizens federal election absentee ballots as provided in RSA 656:34 for citizens who are domiciled ~~[in Canada or Mexico or in any country]~~ outside the ~~[continental]~~ United States.

II. Affidavit envelopes of sufficient size to contain the ballots on which shall be printed the following:

(a) For Voters Who Are Registered.

Overseas Citizen. A person desiring to vote by overseas citizens federal election absentee ballot who is a registered voter in the town or city in which he **or she** desires to vote shall fill out and sign the following certificate:

I do hereby certify under the penalties ~~[of perjury]~~ **for voting fraud set forth below** that I am ~~[a duly qualified]~~ **an** overseas citizen voter registered as such in the city or town of _____, New Hampshire; that I have carefully read (or had read to me because I am blind) the instructions forwarded to me with the overseas citizens federal election ballot herein enclosed, and that I personally marked the ballot within and sealed it in this envelope (or had assistance in marking the ballot and sealing it in this envelope because I am blind).

(Signature) _____

In accordance with RSA 659:34, the penalty for knowingly or purposefully providing false information when registering to vote or voting is a class A misdemeanor with a maximum sentence of imprisonment not to exceed one year and a fine not to exceed \$2,000. Fraudulently registering to vote or voting is subject to a civil penalty not to exceed \$5,000.

(b) For Voters Not Registered. A person desiring to vote by overseas citizens federal election absentee ballot who is not registered as such in the town or city in which he *or she* desires to vote shall fill out and sign the following certificate:

I do hereby certify under [~~penalty of perjury~~] ***the penalties for voting fraud set forth below*** that I am a [~~qualified~~] federal overseas voter, that I am at least 18 years of age and a citizen of the United States; and that my last domicile within the United States was in New Hampshire at the following address:

street and number _____

city or town _____

I am not registered to vote in any state and am not voting in any other manner in this election.

Signature of Voter

In accordance with RSA 659:34, the penalty for knowingly or purposefully providing false information when registering to vote or voting is a class A misdemeanor with a maximum sentence of imprisonment not to exceed one year and a fine not to exceed \$2,000. Fraudulently registering to vote or voting is subject to a civil penalty not to exceed \$5,000.

III. Other forms as provided for in RSA 657:7, III, IV and V.

39 Armed Services Voting. Amend RSA 657:9, II to read as follows:

II. Affidavit envelopes of sufficient size to contain the ballots on which shall be printed the following:

(a) For Voters Who Are Registered. A person voting by armed services absentee ballot who is a registered voter in the town or city in which he *or she* desires to vote shall fill out and sign the following certificate:

I do hereby certify under the penalties [~~of perjury~~] ***for voting fraud set forth below*** that I am a [~~duly qualified~~] voter in the city or town of _____, New Hampshire, in ward _____; that I will be absent on election day from said city or town and will be unable to vote in person; that I have carefully read (or had read to me because I am blind) the instructions forwarded to me with the ballot herein enclosed, and that I personally marked the ballot within and sealed it in this envelope (or had assistance in marking the ballot and sealing it in this envelope because I am blind).

(Signature) _____

In accordance with RSA 659:34, the penalty for knowingly or purposefully providing false information when registering to vote or voting is a class A misdemeanor with a maximum sentence of imprisonment not to exceed one year and a fine not to exceed \$2,000. Fraudulently registering to vote or voting is subject to a civil penalty not to exceed \$5,000.

(b) For Voters Not Registered. A person voting by armed services absentee ballot who is not registered in the town or city in which he *or she* desires to vote shall fill out and sign the following certificate:

I do hereby certify under [~~penalty of perjury~~] ***the penalties for voting fraud set forth below*** that I am a [~~a qualified~~] ***an*** armed services voter under the laws of the state of New Hampshire, that I am at least 18 years of age and a citizen of the United States; and that, immediately prior to my service, my domicile was in New Hampshire at the following address:

street and number _____

city or town _____

I am not registered to vote in any state and am not voting in any other manner in this election.

Signature of Voter

In accordance with RSA 659:34, the penalty for knowingly or purposefully providing false information when registering to vote or voting is a class A misdemeanor with a maximum sentence of imprisonment not to exceed one year and a fine not to exceed \$2,000. Fraudulently registering to vote or voting is subject to a civil penalty not to exceed \$5,000.

Amend the bill by replacing sections 42-48 with the following:

42 Vacancies Among County Officers; County Commissioner. Amend RSA 661:9, II(a) to read as follows:

(a) If a vacancy occurs in the office of a county commissioner, the members of the county convention shall fill the vacancy by majority vote until the next biennial election of county officers. If the term filled is less than the unexpired term, then notwithstanding any provisions of RSA 653:1, VI, the commissioner district filled pursuant to this paragraph shall be added to the next biennial election ballot to be chosen by the ~~[inhabitants]~~ **voters** of the county for a two-year term.

43 Constitutional Conventions; Declaration of Candidacy. Amend RSA 667:10 to read as follows:

667:10 Declaration of Candidacy. On or before the closing date for filing declarations of candidacy with the town or city clerk as provided by RSA 667:8, any candidate for delegate shall file with the town or city clerk a declaration of candidacy in substantially the following form, which shall be prepared and furnished by the secretary of state:

I, _____, candidate for office of delegate to the constitutional convention from District No. _____ of _____ county hereby certify that I am at least 18 years of age; that I am domiciled in ward _____ of the city of _____ (or town or unincorporated place of _____) county of _____ state of New Hampshire; that I am a ~~[qualified]~~ voter ~~[therein and at the present time am an inhabitant of]~~ **in** District No. _____ of _____ county.

44 Resignation, Death, or Removal. Amend RSA 667:18 to read as follows:

667:18 Resignation, Death, or Removal. A delegate to a constitutional convention may resign his **or her** office as such by filing his **or her** intention of resignation in writing with the secretary of state. The resignation shall become effective when approved in writing by the president of the constitutional convention. Whenever a delegate to a constitutional convention dies or moves from the district, town, or ward in which he **or she** was elected, the clerk of the town or of the city in which the delegate is ~~[an inhabitant]~~ **a voter**, or if the delegate is from an unincorporated place the clerk of the town in which he **or she** is registered, shall notify the secretary of state of the death or removal.

45 Provisions for Unincorporated Places; Organization for Voting. Amend RSA 668:1 to read as follows:

668:1 Organization for Voting. The offices for which the ~~[inhabitants]~~ **voters** of an unincorporated place are entitled to vote shall include: President and Vice-President of the United States, United States senator, United States representative, governor, executive councilor, state senator, state representative, and county offices. The provisions of the election laws

relating to town meetings for the choice of election officers and the conduct of state elections shall apply to unincorporated places organized as provided by RSA 53:1.

46 Provisions for Unincorporated Places. Amend RSA 668:2-668:7 to read as follows:

668:2 Designation of Towns. If an unincorporated place is not organized for voting, the secretary of state shall designate a town in the same representative district where all ~~inhabitants of~~ **persons domiciled in** the unincorporated place may register, vote, file for office, and exercise all other procedures to which they are entitled under the election laws.

668:3 Registration and Checklists. The procedure for registration ~~of inhabitants of~~ **by persons domiciled in** an unincorporated place in a town designated pursuant to RSA 668:2 shall be the same as provided in RSA 654, except that a separate checklist shall be maintained for the ~~inhabitants~~ **voters** of each unincorporated place. The supervisors shall prepare, revise, and post said checklist along with the checklist for the town as provided in RSA 654.

668:4 Offices Voted for. The offices for which ~~inhabitants~~ **voters** of unincorporated places are entitled to vote shall include: President and Vice-President of the United States, United States senator, United States representative, governor, executive councilor, state senator, state representative, and county offices. The ~~inhabitants~~ **voters** of the unincorporated places are not entitled to vote for any town or ward offices or on any questions concerning the towns in which they vote.

668:5 Preparation of Special Ballots. For any state election, the secretary of state shall prepare special ballots for the ~~inhabitants~~ **voters** of all unincorporated places. For purposes of this section, "special ballots" shall mean the ballots to be used by all unincorporated places in the same state representative district as opposed to separate ballots for each unincorporated place. These special ballots shall have no location printed on them, but shall have a space where the name of an unincorporated place shall be entered by the town clerk of the designated town. The secretary of state shall print only the names of candidates for offices for which the ~~inhabitants~~ **voters** of the unincorporated place are entitled to vote, as provided in RSA 668:4. It shall be the duty of the town clerk to make ready in advance a sufficient number of ballots for each person on the official checklist of the unincorporated places. If it is necessary because of election day registrations, extra ballots shall be prepared and the number attested to at the end of the voting. In all other respects, such special ballots shall be printed and forwarded to the town clerk in the same manner as the other ballots for the designated town.

668:6 Establishing Procedures for Voting. The secretary of state shall issue regulations within the scope of the election laws to establish the procedures for voting and filing for office by ~~inhabitants~~ **voters** of unincorporated places. The regulations so issued shall have the force of law.

668:7 Return of Votes Cast. The town clerk of the town designated pursuant to RSA 668:2 shall make a return of the votes cast in his town by the ~~inhabitants~~ **voters** of each unincorporated place in the same manner as provided for in RSA 659.

47 Town Elections; Absentee Ballot Forms. Amend RSA 669:27, III to read as follows:

III. Envelopes of sufficient size to contain the ballots specified in paragraph I, on which shall be printed the following affidavit:

Absence. A person voting by absentee ballot because of absence from the place in which he **or she** is entitled to vote shall fill out and sign the following certificate:

I do hereby certify, under the penalties [~~of perjury~~] **for voting fraud set forth below**, that I am a [~~duly qualified~~] voter in the town (city, village district, school district) of _____, New Hampshire, that I will be absent on election day from said town (city, village district, school district) and will be unable to vote in person; that I have carefully read the instructions forwarded to me with the ballot herein enclosed, and that I personally marked the within ballot and enclosed and sealed it in this envelope.

(Signature) _____

In accordance with RSA 659:34, the penalty for knowingly or purposefully providing false information when registering to vote or voting is a class A misdemeanor with a maximum sentence of imprisonment not to exceed one year and a fine not to exceed \$2,000. Fraudulently registering to vote or voting is subject to a civil penalty not to exceed \$5,000.

Absence Because of Religious Observance or Physical Disability. A person voting by absentee ballot because of religious observance or physical disability shall fill out and sign the following certificate:

I do hereby certify, under the penalties [~~of perjury~~] **for voting fraud set forth below**, that I am a [~~duly qualified~~] voter in the town (city, village district, school district) of _____, New Hampshire, that I will be observing a religious commitment which prevents me from voting in person, or that on account of physical disability I am unable to vote in person; that I have carefully read the instructions forwarded to me with the ballot herein enclosed, and that I personally marked the within ballot and sealed it in this envelope.

(Signature) _____

In accordance with RSA 659:34, the penalty for knowingly or purposefully providing false information when registering to vote or voting is a class A misdemeanor with a maximum sentence of imprisonment not to exceed one year and a fine not to exceed \$2,000. Fraudulently registering to vote or voting is subject to a civil penalty not to exceed \$5,000.

48 Election Officer. Amend RSA 652:14 to read as follows:

652:14 Election Officer. "Election officer" shall mean any moderator, **deputy moderator, assistant moderator**, town clerk, **deputy town clerk, city clerk, deputy city clerk, ward clerk**, selectman, supervisor of the checklist, **registrar; or deputy registrar** [~~or inspector of election~~].

Amend the bill by replacing section 53 with the following:

53 New Section; Right to Know Exemption. Amend RSA 654 by inserting after section 31 the following new section:

654:31-a Right to Know Exemption. The information contained on the checklist of a town or city, specifically, the name, street address, town or city, and party affiliation, if any, of registered voters, except as otherwise provided by statute, is public information subject to RSA 91-A. All other information on the voter registration form, absentee registration affidavit, and application for absentee ballot shall be treated as confidential information and the records containing this information shall be exempt from the public disclosure provisions of RSA 91-A, except as provided by statutes other than RSA 91-A. Election officials and law enforcement personnel in furtherance of their official duties may access and may disclose information from the voter registration form, absentee registration affidavits, and applications for absentee ballots, if necessary to resolve a challenge to an individual registering to vote or voting, or if necessary to

investigate or prosecute election law violations or any crime. Law enforcement access and use of such records for the investigation or prosecution of crimes unrelated to election law violations shall be limited to the records of the specific individuals who are the subject of the investigation or prosecution.

Amend the bill by replacing section 60 with the following:

60 Voter Registration in Cities; Proof of Identification and Residence. Amend RSA 654:8-a, I to read as follows:

I. Any **person** qualified **as a** voter in a city whose name does not appear on the checklist where registration is required because the voter's voting residence has changed from one ward in the city to another ward in the same city, and who is otherwise registered to vote in the election, may change voter registration at the office of the city clerk. A change in voter registration under this section shall be made no later than the final date set for correcting the checklist in the city. The city clerk ~~may~~ **shall** require the voter to provide acceptable proof of identification and acceptable proof of residence.

Amend the bill by replacing all after section 63 with the following:

64 Voters Confined in Penal Institutions; Address. Amend RSA 654:2-a, III to read as follows:

III. In completing a voter registration ~~card~~ **form**, as specified in RSA 654:7, a person confined in a penal institution shall list the address of his or her domicile in the address section, and the address of the penal institution in the mailing address section.

65 Registering at the Polling Place, Election Day Registration. Amend RSA 654:7-a, I to read as follows:

I. The provisions of this section and those of RSA 654:7-b shall be used as an additional procedure for voter registration. For the purposes of this section and RSA 654:7-b, the term "election day" shall refer to state primary and to state general elections, to all town, city, school district, and village district elections, and to all official ballot meetings where persons may vote by absentee ballot. A person who registers to vote on election day according to the provisions of this section shall also be required to complete the voter registration ~~card~~ **form** provided for in RSA 654:7. The provisions of this section and those of RSA 654:7-b shall apply notwithstanding any provision of RSA 654 to the contrary.

66 Effective Date. This act shall take effect September 1, 2003.

The signatures below attest to the authenticity of this Report on HB 627-FN, an act relative to domicile for voting purposes and penalties for voter fraud.

*Conferees on the Part
of the Senate*

Sen. Roberge, Dist. 9

Sen. Boyce, Dist. 4

Sen. Flanders, Dist. 7

*Conferees on the Part
of the House*

Rep. Drisko, Hills. 46

Rep. Whalley, Belk. 31

Rep. Cady, Rock. 73

Rep. Reeves, Hills. 49

Senator Roberge moved adoption.

SENATOR BOYCE: Thank you Mr. President. I would like to simply point out that the big change in this amendment is to do away with the word "domiciliaries" and replace it with the word "voters." We thought that "domiciliaries", which most dictionaries don't even list, was a little unnecessary and we thought that "voter" was a much more descriptive term. Thank you.

SENATOR LARSEN: I rise to oppose HB 627. I had problems with it when it left the Senate, because in my opinion, and those of others who have reviewed this, we are making it even more difficult to vote. We are putting more and more barriers to people who would like to vote. So instead of the Conference Committee improving the situation, I believe they actually made it even more difficult, because now when absentee voting, you have to enclose a photocopy of your identity. All of us know that there are students who will not vote from their colleges in another state if they have to go to a photocopy machine and make a copy of their identity. We also know that there are older people in this state who cannot get to the polls, who are now going to have to find someone who would make a photo copy of their ID before they can send their absentee voter request in. Why are we making it more and more difficult to vote when we have very declining numbers of voters or domiciliaries in this state? I don't understand this pressure to reduce the number of voters. We ought to be encouraging voting. We ought to be encouraging our young people as they are in the formative years of college to vote. They vote on both sides of the ticket. We ought to be encouraging that kind of behavior, not discouraging it and making it harder. So now we have made it both hard for them and for those who because of physical disabilities, have to request an absentee ballot, it is wrong. It is not the direction that we ought to be going in and I oppose HB 627 for that reason. Thanks.

Question is on the adoption of the Committee of Conference Report.

Recess.

Out of recess.

Question is on the adoption of the Committee of Conference Report.

A roll call was requested by Senator Larsen.

Seconded by Senator Barnes.

The following Senators voted Yes: Gallus, Johnson, Kenney, Boyce, Green, Flanders, Odell, Roberge, Peterson, O'Hearn, Clegg, Gatsas, Barnes, Martel, Sapareto, Morse, Prescott.

The following Senators voted No: Below, Foster, Larsen, D'Allesandro, Estabrook, Cohen.

Yeas: 17 - Nays: 6

Adopted.

**June 12, 2003
2003-2096-CofC
04/05**

Committee of Conference Report on HB 654-FN, an act relative to criminal liability for the destruction or disconnection of a smoke detector by a tenant in a rental dwelling.

Recommendation:

That the Senate recede from its position of nonconcurrency with the House amendment, and concur with the House amendment, and

That the Senate and House each pass the bill as amended by the House.

The signatures below attest to the authenticity of this Report on HB 654-FN, an act relative to criminal liability for the destruction or disconnection of a smoke detector by a tenant in a rental dwelling.

*Conferees on the Part
of the Senate*

Sen. Roberge, Dist. 9
 Sen. Barnes, Dist. 17
 Sen. Larsen, Dist. 15

*Conferees on the Part
of the House*

Rep. Weare, Rock. 84
 Rep. Bicknell, Rock. 73
 Rep. Welch, Rock. 79
 Rep. Pantelakos, Rock. 86

Senator Roberge moved adoption.

Adopted.

June 16, 2003

2003-2149-CofC

10/09

Committee of Conference Report on HB 669-FN, an act relative to dental insurance benefits and eligibility for medical benefits for retired state employees

Recommendation:

That the House recede from its position of nonconcurrence with the Senate amendment, and concur with the Senate amendment, and

That the Senate and House adopt the following new amendment to the bill as amended by the Senate, and pass the bill as so amended:

Amend the bill by deleting section 1 and renumbering the original sections 2 and 3 to read as 1 and 2, respectively.

The signatures below attest to the authenticity of this Report on HB 669-FN, an act relative to dental insurance benefits and eligibility for medical benefits for retired state employees

*Conferees on the Part
of the Senate*

Sen. Prescott, Dist. 23
 Sen. Martel, Dist. 18
 Sen. Estabrook, Dist. 21

*Conferees on the Part
of the House*

Rep. O'Neil, Rock. 85
 Rep. Zolla, Rock. 77
 Rep. Irwin, Hills. 44
 Rep. R. Wheeler, Hills. 48

2003-2149-CofC

AMENDED ANALYSIS

The bill changes the years of service required for retired state employees to be eligible for medical benefits.

Senator Prescott moved adoption.

SENATOR D'ALLESANDRO: Thank you Mr. President. I move that we nonconcur. This was originally a piece of legislation that I sponsored. It was to allow for state employees, after they retired, to buy the dental benefit. This has been changed significantly. Now instead of ten years, you are going to have to have 20 years. In order to purchase this plan, you are not only going to pay for the entire plan, but you are going to pay for the administrative cost. I think it has been changed so substantially, that at this point, it really doesn't make sense. You have heard me talk about this time and time again before the Senate. But what we are doing by this is discouraging older people from coming into the workforce, because of this 20 year situation before you can buy into the plan, after you retire. So it is not what I intended, it is not what the other sponsor intended. I hope that we will nonconcur.

Adopted.

June 18, 2003
2003-2228-CofC
01/10

Committee of Conference Report on HB 670-FN, an act establishing a procedure for release by a state agency of statistical information for research purposes.

Recommendation:

That the House recede from its position of nonconcurrence with the Senate amendment, and concur with the Senate amendment, and

That the Senate and House each pass the bill as amended by the Senate.

The signatures below attest to the authenticity of this Report on HB 670-FN, an act establishing a procedure for release by a state agency of statistical information for research purposes.

*Conferees on the Part
of the Senate*

Sen. Boyce, Dist. 4
 Sen. O'Hearn, Dist. 12
 Sen. Larsen, Dist. 15

*Conferees on the Part
of the House*

Rep. O'Neil, Rock. 85
 Rep. Hunt, Ches. 28
 Rep. Batula, Hills. 58
 Rep. Schulze, Hills. 65

Senator Boyce moved adoption.

Adopted.

June 13, 2003
2003-2118-CofC
10/01

Committee of Conference Report on HB 671-FN-A, an act establishing a contributory defined benefit judicial retirement plan.

Recommendation:

That the House recede from its position of nonconcurrence with the Senate amendment, and concur with the Senate amendment, and

That the Senate and House each pass the bill as amended by the Senate.

The signatures below attest to the authenticity of this Report on HB 671-FN-A, an act establishing a contributory defined benefit judicial retirement plan.

*Conferees on the Part
of the Senate*

Sen. Gatsas, Dist. 16
 Sen. Morse, Dist. 2
 Sen. Cohen, Dist. 24

*Conferees on the Part
of the House*

Rep. O'Neil, Rock. 85
 Rep. Hamel, Rock. 79
 Rep. R. Wheeler, Hills. 48
 Rep. Mitchell, Ches. 29

Senator Gatsas moved adoption.

Adopted.

June 17, 2003
2003-2208-CofC
01/09

Committee of Conference Report on HB 680-FN, an act establishing a committee to study service contracts and repealing the law regarding legal services insurance.

Recommendation:

That the House recede from its position of nonconcurrence with the Senate amendment, and concur with the Senate amendment, and

That the Senate and House adopt the following new amendment to the bill as amended by the Senate, and pass the bill as so amended:

Amend the bill by replacing all after section 8 with the following:

9 Repeal. The following are repealed:

I. RSA 415-C, relative to prepaid legal services contracts.

II. RSA 400-A:29, VIII-a, relative to prepaid legal services.

10 Effective Date.

I. Section 9 shall take effect September 30, 2004.

II. The remainder of this act shall take effect upon its passage.

The signatures below attest to the authenticity of this Report on HB 680-FN, an act establishing a committee to study service contracts and repealing the law regarding legal services insurance.

*Conferees on the Part
of the Senate*

Sen. Clegg, Dist. 14

Sen. Foster, Dist. 13

Sen. Roberge, Dist. 9

*Conferees on the Part
of the House*

Rep. Hunt, Ches. 28

Rep. Fraser, Merr. 37

Rep. Spiess, Hills. 47

Rep. Meader, Ches. 25

Senator Clegg moved adoption.

Adopted.

June 13, 2003

2003-2108-CofC

10/01

Committee of Conference Report on HB 702-FN, an act relative to payment of medical benefits costs for disabled group II members of the retirement system.

Recommendation:

That the House recede from its position of nonconcurrence with the Senate amendment, and

That the Senate recede from its position in adopting its amendment to the bill, and

That the Senate and House each pass the bill as passed by the House.

The signatures below attest to the authenticity of this Report on HB 702-FN, an act relative to payment of medical benefits costs for disabled group II members of the retirement system.

*Conferees on the Part
of the Senate*

Sen. Flanders, Dist. 7

Sen. Prescott, Dist. 23

Sen. Cohen, Dist. 24

*Conferees on the Part
of the House*

Rep. Zolla, Rock. 77

Rep. O'Neil, Rock. 85

Rep. Irwin, Hills. 44

Rep. R. Wheeler, Hills. 48

Senator Flanders moved adoption.

Adopted.

June 18, 2003

2003-2242-CofC

09/10

Committee of Conference Report on HB 705, an act establishing a committee to study the application of the communications services tax to

the provision of Internet services and relative to the rate of the communications services tax and the property tax exemption for wooden poles and conduits.

Recommendation:

That the House recede from its position of nonconcurrency with the Senate amendment, and concur with the Senate amendment, and

That the Senate and House each pass the bill as amended by the Senate.

The signatures below attest to the authenticity of this Report on HB 705, an act establishing a committee to study the application of the communications services tax to the provision of Internet services and relative to the rate of the communications services tax and the property tax exemption for wooden poles and conduits.

*Conferees on the Part
of the Senate*

Sen. Green, Dist. 6

Sen. Odell, Dist. 8

Sen. D'Allesandro, Dist. 20

*Conferees on the Part
of the House*

Rep. Hess, Merr. 37

Rep. Roessner, Rock. 83

Rep. Thomas, Belk. 31

Rep. Hager, Merr. 40

Senator Green moved adoption.

Adopted.

June 16, 2003

2003-2141-CofC

01/04

Committee of Conference Report on HB 709-FN, an act relative to nursing homes in receivership.

Recommendation:

That the House recede from its position of nonconcurrency with the Senate amendment, and concur with the Senate amendment, and

That the Senate and House each pass the bill as amended by the Senate.

The signatures below attest to the authenticity of this Report on HB 709-FN, an act relative to nursing homes in receivership.

*Conferees on the Part
of the Senate*

Sen. Martel, Dist. 18

Sen. Johnson, Dist. 2

Sen. Estabrook, Dist. 21

*Conferees on the Part
of the House*

Rep. Wendelboe, Belk. 29

Rep. Shultis, Rock. 86

Rep. P. Katsakiores, Rock. 77

Rep. Dalrymple, Rock. 76

Senator Martel moved adoption.

Adopted.

June 12, 2003

2003-2095-CofC

04/10

Committee of Conference Report on HB 718-FN, an act relative to endangering the welfare of a minor and relative to criminal responsibility for the commission of certain acts.

Recommendation:

That the House recede from its position of nonconcurrency with the Senate amendment, and concur with the Senate amendment, and

That the Senate and House adopt the following new amendment to the bill as amended by the Senate, and pass the bill as so amended:

Amend the bill by inserting after section 1 the following and renumbering the original sections 2-3 to read as 3-4:

2 New Paragraph; Criminal Responsibility; Immaturity. Amend RSA 628:1 by inserting after paragraph II the following new paragraph:

III.(a) If a person is charged prior to his or her 17th birthday for an offense set forth in paragraph II which is alleged to have been committed when such person was 13 years of age but less than 15 years of age, the provisions of RSA 169-B:24 shall apply.

(b) If a person is charged after his or her 17th birthday for an offense set forth in paragraph II which is alleged to have been committed when such person was 13 years of age but less than 15 years of age, the provisions of RSA 169-B:24 shall not apply. In such cases, the superior court shall hold a hearing prior to trial to determine, based on a preponderance of the evidence, whether the defendant may be held criminally responsible. In making such determination, the court shall consider, but shall not be limited to, the following criteria:

- (1) The seriousness of the alleged offense to the community;
- (2) The aggressive, violent, premeditated, or willful nature of the alleged offense;
- (3) Whether the alleged offense was committed against persons or property;
- (4) The prosecutorial merit of the charge;
- (5) The sophistication and maturity of the defendant at the time of the alleged offense; and
- (6) The defendant's prior record and prior contacts with law enforcement as of the date of the hearing.

The signatures below attest to the authenticity of this Report on HB 718-FN, an act relative to endangering the welfare of a minor and relative to criminal responsibility for the commission of certain acts.

*Conferees on the Part
of the Senate*

Sen. Peterson, Dist. 11
Sen. Roberge, Dist. 19
Sen. Foster, Dist. 13

*Conferees on the Part
of the House*

Rep. Knowles, Straf. 69
Rep. Tholl, Coos 2
Rep. Stevens, Carr. 7
Rep. Bicknell, Rock. 73

Senator Peterson moved adoption.

Adopted.

Recess.

Senator Eaton in the Chair.

**June 17, 2003
2003-2206-CofC
03/01**

Committee of Conference Report on HB 733-FN, an act relative to drivers' licenses held by members of the national guard or military reserve.

Recommendation:

having considered the same, report the committee is unable to reach agreement.

The signatures below attest to the authenticity of this Report on HB 733-FN, an act relative to drivers' licenses held by members of the national guard or military reserve.

*Conferees on the Part
of the Senate*

Sen. Kenney, Dist. 3
 Sen. Barnes, Dist. 17
 Sen. Below, Dist. 5

*Conferees on the Part
of the House*

Rep. Packard, Rock. 75
 Rep. J. Flanders, Rock. 79
 Rep. Letourneau, Rock. 77
 Rep. Ferland, Sull. 23

Senator Kenney moved adoption.

SENATOR BARNES: Thank you Mr. President. Those of you looking at this and looking at this report are saying: "what are these guys doing, doing a job on our National Guard and our Reserve members?" It is already in legislation that Virginia Beecher can do what this bill is talking about, that is why we said forget about it. It is already there in the law. She can do it, and she is doing it, just to make that perfectly clear. Senator Kenney, is that correct?

SENATOR KENNEY: Yes, Senator Barnes, that is correct. It is in current law that if you are federalized as a Guardsmen, you are placed on active duty, therefore in turn, if your license expires while you are on active duty, you could renew it through the mail and therefore not be rendered or charged at that point.

SENATOR BARNES: The system is working good?

SENATOR KENNEY: It is working fine right now.

SENATOR BARNES: Thank you.

Adopted.

June 16, 2003
2003-2146-CofC
10/01

Committee of Conference Report on HB 748, an act making changes to the laws governing off highway recreational vehicles and the multi-use statewide trail system.

Recommendation:

That the House recede from its position of nonconcurrence with the Senate amendment, and concur with the Senate amendment, and

That the Senate and House adopt the following new amendment to the bill as amended by the Senate, and pass the bill as so amended:

Amend the bill by replacing all after section 15 with the following:

16 Registration Fees; Department of Resources and Economic Development Funds; Land Purchase Account Amend RSA 215-A:23, VII(c) to read as follows:

(c) Land purchases, easements, ~~and~~ rights-of-way, **and new construction of trails**. A separate account shall be established into which \$2 of each resident trail bike and other OHRV registration fee appropriated for administration of the bureau under RSA 215-A:23, I(b) and \$2 of each nonresident trail bike and other OHRV registration fee appropriated for administration of the bureau under RSA 215-A:23, III(b) shall be deposited to be used only for land purchases, easements, ~~and~~ rights-of-way ~~for~~, **and direct costs attributed to the physical construction of** ATV or trail bike ~~trail and facility development~~ **trails or parking facilities**.

17 Repeal. RSA 215-A:19, VIII, relative to the refund of OHRV fines after completing a training program, is repealed.

18 Effective Date. This act shall take effect July 1, 2003.

The signatures below attest to the authenticity of this Report on HB 748, an act making changes to the laws governing off highway recreational vehicles and the multi-use statewide trail system.

*Conferees on the Part
of the Senate*

Sen. Odell, Dist. 8
Sen. Johnson, Dist. 2
Sen. Cohen, Dist. 24

*Conferees on the Part
of the House*

Rep. Lawton, Belk. 30
Rep. Royce, Ches. 28
Rep. R. Cooney, Rock. 76
Rep. Brueggemann, Merr. 40

2003-2146-CofC

AMENDED ANALYSIS

This bill makes various changes to the laws governing off highway recreational vehicles and the statewide trail system.

Senator Odell moved adoption.

SENATOR SAPARETO: Thank you Mr. President. Mr. President, I rise in opposition to the committee report on HB 748 and reaffirm the Senate position. This is the ATV people and the bill that we got contacted about. We have closed the Windham trails and we didn't open the Freemont and Epping trails. Bear Brook State Park has been closed to special events now for the first time in 20 years, and now we want to raid the fund for the ATV accounts. It is wrong to do that. We have done everything against this group. House Bill 1273, going back to a little bit of history on this, raised registration fees 30 percent, with a promise for more enforcement and more trails. Now users recognize that getting more trails made is not the issue. The issue is getting the land to put the trails on. They have clubs that are ready, willing, and able to make trails with volunteer and professional resources to which they have access. The successful grant and aid program has been supporting the model of trail development club oversight for over 20 years. Right now 30,000 OHRV users have sent the state over \$1.4 million in the last year, and their needs still haven't been met. Present law, and this is the important part, that present law provides four accounts which can be used for trail construction. All under RSA 215-A:23, V (a) which is granting aid, RSA 215-A:23, VII(b) which is trail maintenance and acquisition. RSA 215-A:23, VII(d) which is OHRV facilities, and RSA 215-A:23, VII(e) which is trail maintenance equipment and trail maintenance. All of these can be used and are already in statute for the construction of trails. But, while all the proper words are being mouthed by DRED, this kind of an assessment would have to call these results "minimal." With all of the things that were provided in 1273, no new trails have been created to date, since the passage of 1273. Although seven miles of snowmobile trails in Nash Stream were converted to four season use, it costs DOT \$60,000 to do what they could of done with their equipment for \$5,000. I know that Senator Gallus isn't here but he can speak as to the condition of that Nash Stream Trail. It is wasting money. It is wasting the monies and fees that they paid when they agreed to raise their fees by 30 percent, and we have gone against a promise that we made them in the House on 1273 by doing this. Again, they are spending money for trails, for the construction of trails, and the bill just doesn't say, "for the purchase of land or rights-of-way or easements," it goes into the construction. They don't need the additional raiding of their funds to do that. Yet that is what this bill does. My question to you is, if we had the resources available by volunteers in the state to do things, why would this state spend the money to do that when it

is not necessary? We can't kick these people any more than they already have. We have taken everything away from them, from 1273 to date, all of them with very little. The only thing that they got, and this is a quote from them, by their executive committee, "The Granite State ATV Association opposes HB 748 and asks you to inexpedient to legislate this bill. House Bill 748 allows the Bureau of Trails to use funds from the Land Easement Account for new trail construction by amending 215:A-23." The Land Easement Account was the only positive item in last years HB 1273. This was an agreement that we made through Ways and Means when we decided to raise their fees with the promise that we were not going to let more hands in the pie to take their money, yet here we are, not less than a year and a half later, allowing for more access from the department. Now I submit to you that the department has not been, and particular members of the department have not been upfront with us, as to how these things are being used. We have asked for two years for itemized details of what land was purchased? What were the dollars actually spent on? What were each of those things, dollar amounts spent on? Yet they have not been able to be provided. I urge...I strongly urge this body, please help protect some of the promises that we made. Let's not waste their registration fees and their monies. There is some good things within this bill that we can bring back with other registration, but please let's not kick them anymore when they are down. They need this. I would ask you to vote against the Committee of Conference to do that.

SENATOR BARNES: Thank you Mr. President. As you heard earlier, I was in favor of not opening the trail from Freemont to Epping. However, last year, I believe it was, I voted for the \$55 registration that Senator D'Allesandro was referring to when he had the debate on the earlier bill. Their paying \$55 for registration for these babies. My understanding is that there are 40-50,000 registered ATV users in the state of New Hampshire. My understanding is that there are 6,000 miles of trails for snowmobilers, which is terrific. But there is only 600 miles for these fellahs and gals to enjoy them. The Senator over here from Derry, he rode the trail. He rode 100 miles and I understand that he did a great job and you popped some wheelies out there...but he has had personal experience on the trails, which he didn't talk about here during his testimony, but I agree with him. I think that these folks need some support up here, in the Senate. I think that what Senator Sapareto has said, I will echo his words. All of those RSA's that he quoted, I am sure that they are right on target. I am going to vote with Senator Sapareto on this and give these 40-45,000 ATVer's an opportunity to give them something out of this session instead of giving them the business. Thank you.

SENATOR ODELL: Thank you Mr. President. As you know colleagues, I rise rarely, but...and I rise today very reluctantly. I feel sometimes as if in the last couple of years I have been overdosing on this issue of ATV's. The growing inclination of people that purchase ATV's has taken a dramatic turn upward in the last few years. In the state of New Hampshire, through a study group that was created in 2001, had tried to address that issue. We tried to address it into a number of ways. One is enforcement, one is in new trails, and one is in maintenance of trails. There were also some specific issues. I will use Nash Stream as an example. We should always remember that the land in Nash Stream belongs to all of the people in New Hampshire. When the ATV people came to us in our study committee, they asked us, "would you build a trail in Nash Stream?" There was great concern from conservationists and understandably so.

What was done is, in the legislation that Senator Sapareto referred too, we did go ahead and tell the Department of Resources and Economic Development to build a trail in Nash Stream. Because of environmental concerns, they did go forward and build a trail. It is not just six miles, it connects to a much larger trail system in that region. And as you would have wanted the people to do in charge, they did it in the most environmentally sensitive manner. Water barriers, culverts instead of bridges and many other things to ensure that this is an environmentally sensitive roadway that can be used four seasons, for ATV's three seasons, and in the winter by snowmobiles. The other part of this and long before the legislation, 1273 went to Ways and Means in the House, a group of us, Senator Flanders and others, had proposed the idea of purchasing land because landowners are not turning over land to ATV people and there was difficulty in finding lands that the state of New Hampshire owns, either that are trails now or could be made into trails that were appropriate for ATV use. Just because you have a trail, does not mean from an environmental standpoint, that it is appropriate for ATV use. So we did propose that lands be purchased that could be used exclusively or at least in part, for ATV's. I think that it is, with the change that is in this legislation, giving the department some degree of flexibility, as well as offering them the opportunity to build facilities such as parking lots, which are critical to this process. I think that this legislation encompassed in this committee report is very appropriate and reflects this growing, work-in-progress, that I would say, is to address the needs and the requirements of the ATV community. I will point out that when we did 1273, it was in the last hour that the ATV community came and said, oh-oh, we have to change it, we didn't understand, it's wrong. You are getting it wrong again. So, we went through the process. We made some adjustments. Now we have gone through this process over several months and we made a very small change in the Committee of Conference. Today, they are now saying that this is the end of ATVing. That is not true. We have not changed public policy, we have made a slight change in the part of the money. The \$2 out of the \$54 now would be used. My suggestion to you would be that we stick with the Committee of Conference, support the Committee of Conference and that we will be doing the right thing for the ATV community in New Hampshire, but also very importantly, to the vast majority of one million plus people, that don't own ATV's and don't participate in that activity. Thank you Mr. President.

SENATOR SAPARETO: Thank you Mr. President. I have a question for my esteemed colleague, the honorable Senator Odell. Senator, to your knowledge, are you aware of any trails since...in the past few years, since the passage of 1273 and the increase in fees, of any additional lands, rights or easements specifically, that have been purchased with this fund?

SENATOR ODELL: We gave, in the legislation, and I would say from the legislative intent, the Department the opportunity to accumulate a pool of money that could be used to purchase easements, right-a-ways and direct purchase of land. I am not sure where that process is, but the money had to be accumulated in that particular account. In addition, on the state parks and state lands, we have to remember that we required in the legislation, that the Department go through its fine and coarse filter process before they could designate any particular park or public land, for use of ATV trails. So in a sense, we have prohibited them from doing any of this until they have acquired the money. The second, to find

appropriate land and appropriate landowners that will deal with them, and also that the public lands couldn't be used until they went through this coarse and fine filter process.

SENATOR SAPARETO: Thank you. Senator, would you believe that as of this morning, there is over \$450,000 that has accumulated in that fund in the past three years, yet not even a proposal for purchases has ever been made?

SENATOR ODELL: I would have trouble with that math, because at \$2...seeing that this has only been in effect for a couple of years and I think there is 27,000 registered ATV's, they are accumulating money a lot faster. If I could make money that rapidly, I would love to be in that business.

SENATOR FLANDERS: Thank you Mr. President and members of the Senate. We are boiling down to \$2, I believe. Is that the question that we are talking about today?

SENATOR SAPARETO: Yes.

SENATOR FLANDERS: So Senator Barnes, you want to give something back to the ATV people, if you vote for this bill it is giving you \$2. I am a member of a club in the North Country, and I am a member of the club in my area. There is a club in Antrim. There is a club in Hillsborough and there is a club in Henniker. I talk to these people on a daily basis and they do not have a problem. The only people who have a problem, unfortunately, are these two people on here. The ones that made the call and the ones **TAPE INAUDIBLE**. When you were having your hearings, they were not there, so they are trying to run this Granite State ATV Club by telephoning you the night before. Senator Gallus is running a bill for them, that Richard was talking about and we went over the day of it. You postponed it for him and they did not show. We changed it for them and they are still complaining that they don't know what has been changed. That was our conversation with this last night. Snowmobile people and the ATV people decided to on their own to go two separate ways ladies and gentlemen. That is why when you say that the snowmobilers have 6,000 trails, they spent 40 years building it. The ATV people started building them about two years ago. So let's not compare bananas and apples. The reason Nash Stream cost so much, and I have been there, is because it is a combined trail, because they agree to have snowmobiles and ATV's on the same trail, and instead of putting in culverts, they put in bridges. Let's not criticize them for doing something right. One of the problems that the people didn't want you in Nash Stream is because of the wetlands. They didn't want them there, they were going to destroy the wetlands, so we go in and we do it right, and now we are told that we spent too much. You can't have it both ways. So if you want to give them back \$2, wow... you are not really doing much. Leave the \$2 in there and let them accumulate that money. Let them make back a bit. Let them get them off of the main highways and let them get onto trails. I ask you to support the Committee of Conference. Thank you very much.

SENATOR JOHNSON: Thank you Mr. President. I haven't been involved in this issue. As a matter of fact, ATV's, I kind of put them up there with jet skis; however, having said that, I did take it upon myself to check with my good friend Representative John Alger, who I think is a guru of this industry because he has been at it for a long, long time. He agrees with this bill. I think one of the reasons is that if you look at the snow-

mobile trails, they are used approximately three months out of the year and the ATV trails about nine to ten months out of the year. So there is a much larger stretch and a lot more maintenance, a lot more had to go into the construction of a trail. I think that is one reason that I think that we should pass this bill as it came out of the Committee of Conference. I think that the statistics that I have read is that this is probably one of the fastest growing industries that we have in the state now, so I think that I have had a lot of experience with volunteers, but I think that volunteers only go so far and I agree with Senator Flanders that with the expertise that is needed in building these trails, I think that we do have to charge this extra fee and make sure that those trails are done right. Thank you Mr. President.

SENATOR PRESCOTT: Thank you Mr. President. Senator Johnson, am I assured that these trails will be allowed to be used by two-seater ATV's?

SENATOR JOHNSON: I am sure that Senator Flanders probably could answer that.

SENATOR FLANDERS: Mr. President, the only place that I know that you can't ride double is...I am going up Mount Washington, I believe on the 20th of this month and the people that own the Mount Washington road will not allow you to ride double. But there is no restriction on any other trails.

SENATOR PRESCOTT: Thank you Senator.

SENATOR SAPARETO: Thank you Mr. President. Mr. President, about three weeks ago, of the 600 miles of trails that are in this state, I rode 100 miles on both the maintained...of the club maintenance and the trails that were maintained by the state. I can tell you that the club does a much better job. A much better job in the ways of not only environment, but also in the construction of the bridges and culverts. The trails that we had gone on just south of Lake Winnepesaukee, the sections that were done by the state had washed out culverts, had missing boards, had trails where it was dangerous, people had dumped...I don't know if they had gotten hurt or not, but they were certainly not safe portions. Of that, there was more than 40 miles of trails that I went on that were maintained by these clubs. The people that use it daily. They were steel reinforced. They were done very well. They were preserving a wetlands and I saw no abuse of property as I had done when I toured and rode and inspected the Windham trails. So there is a big difference here. Unless we get on them and take a look at them and inspect them ourselves, we can see the difference. I certainly do not see a difference in why so much more money can be spent with the assurance that the state does it at a much higher standard of quality than the people who use them themselves, that are experienced in the use of these trails. Again, I implore you to listen to what they have to say. This is their money, they paid it. They just want to hold onto it. They don't want more hands in the pie. Please respect the monies that they pay as we all would if we had paid these monies.

SENATOR FLANDERS: Just very briefly. I know that we are getting sick of this topic, but I just want to answer if I may, a question by Senator Sapareto. The reason that he saw good trails and bad trails...I don't know where he was, but I'll bet you that he was probably on the bad trails where there are lots of floods in that area. The reason that we have snowmobile clubs, the way that we have snowmobile clubs, all of the trails are taken care and paid in New Hampshire by clubs. The

money comes into the state and grants made, and the clubs buy their machines, the clubs build the bridges. We don't have that type of state-wide clubs on the ATV side, that is what we have to do. We are where snowmobiles were thirty years ago. All of this money that built the bridges, the money came from the state. The volunteers might have built it, that may be so, but the money to build it came from the state. It didn't come out of the air. Let's keep the money coming in to DRED. Let's take a sport that has been said is growing faster than any other sport in New Hampshire, and let's fund these trails, let's get them where they can ride properly.

Question is on the adoption of the Committee of Conference Report.

A roll call was requested by Senator Sapareto.

Seconded by Senator Barnes.

The following Senators voted Yes: Johnson, Boyce, Below, Green, Flanders, Odell, Peterson, O'Hearn, Foster, Clegg, Larsen, Martel, Estabrook, Morse, Prescott, Cohen.

The following Senators voted No: Gallus, Kenney, Roberge, Gatsas, Barnes, Sapareto, D'Allesandro.

Yeas: 16 - Nays: 7

Adopted.

**June 13, 2003
2003-2116-CofC
04/09**

Committee of Conference Report on HB 751-FN-LOCAL, an act implementing an alternative school building aid grant formula, establishing size and cost standards for the construction of new school facilities, and permitting high school vocational technical education programs which lease space to be eligible for school building aid grants.

Recommendation:

That the House recede from its position of nonconcurrency with the Senate amendment, and concur with the Senate amendment, and

That the Senate and House each pass the bill as amended by the Senate.

The signatures below attest to the authenticity of this Report on HB 751-FN-LOCAL, an act implementing an alternative school building aid grant formula, establishing size and cost standards for the construction of new school facilities, and permitting high school vocational technical education programs which lease space to be eligible for school building aid grants.

*Conferees on the Part
of the Senate*
Sen. O'Hearn, Dist. 12
Sen. Boyce, Dist. 4
Sen. Foster, Dist. 13

*Conferees on the Part
of the House*
Rep. Alger, Graf. 14
Rep. Laurent, Ches. 24
Rep. Snyder, Graf. 67
Rep. Mercer, Hills. 59

Senator O'Hearn moved adoption.

Adopted.

June 11, 2003
2003-2067-CofC
06/01

Committee of Conference Report on HB 768, an act establishing a committee to study the flow in the Connecticut River and the effect of the flow on water levels in Lake Francis and the Connecticut Lakes, and to study the use of certain state-owned property along the Baker River.

Recommendation:

That the House recede from its position of nonconcurrency with the Senate amendment, and concur with the Senate amendment, and

That the Senate and House adopt the following new amendment to the bill as amended by the Senate, and pass the bill as so amended:

Amend the bill by replacing section 1 with the following:

1 Committee Established. There is established a committee to study the flow in the Connecticut River, the effect of the flow on water levels in Lake Francis and the Connecticut Lakes, and options for the use of certain state property along the south branch of the Baker River in Wentworth.

Amend the bill by replacing section 3 with the following:

3 Duties.

I. The committee shall study the flow in the Connecticut River, its effect on Lake Francis and the Connecticut Lakes, and its effect on the dams that generate power from the flow in the river. The committee shall develop a recommendation for the minimum water level to be maintained at the Murphy Dam on Lake Francis to balance the competing needs of conservation, recreation, agriculture, and power production.

II. The committee shall also study the options available for ownership and management of certain state property known as the "Baker River Watershed Multiple Use Project Site 7" which is located on the south branch of the Baker River in Wentworth. The committee shall develop a recommendation for the future management of the site which takes into consideration options for private, state, or local municipal ownership of these lands.

The signatures below attest to the authenticity of this Report on HB 768, an act establishing a committee to study the flow in the Connecticut River and the effect of the flow on water levels in Lake Francis and the Connecticut Lakes, and to study the use of certain state-owned property along the Baker River.

*Conferees on the Part
of the Senate*

Sen. Johnson, Dist. 2
 Sen. Gallus, Dist. 1
 Sen. Below, Dist. 5

*Conferees on the Part
of the House*

Rep. Lawton, Belk. 30
 Rep. C. Christensen, Hills. 58
 Rep. C. LaFlamme, Hills. 50
 Rep. Brueggemann, Merr. 40

2003-2067-CofC

AMENDED ANALYSIS

This bill establishes a committee to study the flow in the Connecticut River, the effect of the flow on water levels in Lake Francis and the Connecticut Lakes, and options for the use of certain state property along the Baker River.

Senator Johnson moved adoption.

Adopted.

June 17, 2003
2003-2200-CofC
10/03

Committee of Conference Report on HB 773, an act establishing a committee to study a tuition tax credit program.

Recommendation:

having considered the same, report the committee is unable to reach agreement.

The signatures below attest to the authenticity of this Report on HB 773, an act establishing a committee to study a tuition tax credit program.

*Conferees on the Part
of the Senate*

Sen. Peterson, Dist. 11
 Sen. Odell, Dist. 8
 Sen. Below, Dist. 5

*Conferees on the Part
of the House*

Rep. Major, Rock. 79
 Rep. Mock, Carr. 4
 Rep. Packard, Rock. 75
 Rep. Ferland, Sull. 23

Senator Peterson moved adoption.

Adopted.

June 13, 2003
2003-2103-CofC
10/09

Committee of Conference Report on HB 796-FN-LOCAL, an act relative to the taxation of manufactured housing.

Recommendation:

That the House recede from its position of nonconcurrence with the Senate amendment, and concur with the Senate amendment, and

That the Senate and House adopt the following new amendment to the bill as amended by the Senate, and pass the bill as so amended:

Amend the bill by replacing section 8 with the following:

8 New Section; Recreational Campgrounds; Notice Required Before Sale. Amend RSA 216-I by inserting after section 15 the following new section:

216-I:16 Notice Required Before Sale of Recreational Campground.

I. No recreational campground owner shall make a final unconditional acceptance of any offer for the sale or transfer of a recreational campground without first giving 60 days' notice to each owner of a recreational trailer, as defined in RSA 216-I:1, VIII(c), who pays property taxes to the municipality in which the recreational campground is located and to each owner of a manufactured home who pays property taxes to the municipality for a home used seasonally in a recreational campground. The notice shall include:

(a) That the owner intends to sell the recreational campground; and

(b) The price, terms, and conditions of an acceptable offer the campground owner has received to sell the campground, or the price, terms, and conditions for which the campground owner intends to sell the recreational campground. This notice shall include a copy of the signed written offer which sets forth a description of the property to be purchased and the price, terms, and conditions of the acceptable offer.

II. During the notice period required under paragraph I, the campground owner shall consider any offer received from the owner of the recreational trailer, owner of a manufactured home, or the owner's as-

sociation, if any, and the campground owner shall negotiate in good faith with the owner of the recreational trailer, the owner of a manufactured home, or the owner's association concerning a potential purchase. If during the notice period, the owner of a recreational trailer, owner of a manufactured home, or owner's association decides to make an offer to purchase the recreational campground, such offer shall be evidenced by a purchase and sale agreement; however, the owner of the recreational trailer, owner of a manufactured home, or owner's association shall have a reasonable time beyond the 60-day period, if necessary, to obtain financing for the purchase.

III. The notice required by paragraph I shall be served by certified mail, return receipt requested, to each owner of a recreational trailer or owner of a manufactured home at such owner's abode. A receipt from the United States Postal Service that is signed by any adult member of the household to which it was mailed, or a notation on the letter that the letter was refused by any adult member of the owner's household or that the addressee no longer resides there, or a letter which is returned to the post office unclaimed, shall constitute a conclusive presumption that service was made in any court action in this state.

The signatures below attest to the authenticity of this Report on HB 796-FN-LOCAL, an act relative to the taxation of manufactured housing.

*Conferees on the Part
of the Senate*

Sen. Roberge, Dist. 9
Sen. Barnes, Dist. 17
Sen. Larsen, Dist. 15

*Conferees on the Part
of the House*

Rep. Hunt, Ches. 28
Rep. Fraser, Merr. 37
Rep. Spiess, Hills. 47
Rep. Meader, Ches. 25

Senator Roberge moved adoption.

Adopted.

June 12, 2003
2003-2097-CofC
01/09

Committee of Conference Report on HB 798, an act relative to gifts by fiduciaries.

Recommendation:

That the House recede from its position of nonconcurrency with the Senate amendment, and concur with the Senate amendment, and

That the Senate and House each pass the bill as amended by the Senate.

The signatures below attest to the authenticity of this Report on HB 798, an act relative to gifts by fiduciaries.

*Conferees on the Part
of the Senate*

Sen. Flanders, Dist. 7
Sen. Barnes, Dist. 17
Sen. D'Allesandro, Dist. 20

*Conferees on the Part
of the House*

Rep. Hunt, Ches. 28
Rep. Stepanek, Hills. 47
Rep. Quandt, Rock. 83
Rep. Meader, Ches. 25

Senator Flanders moved adoption.

Adopted.

June 5, 2003
2003-2028-CofC
04/09

Committee of Conference Report on HB 811, an act relative to limiting the liability of manufacturers, distributors, dealers, or importers of firearms or ammunition for damages resulting from misuse.

Recommendation:

That the House recede from its position of nonconcurrence with the Senate amendment, and

That the Senate recede from its position in adopting its amendment to the bill, and

That the Senate and House each pass the bill as amended by the House.

The signatures below attest to the authenticity of this Report on HB 811, an act relative to limiting the liability of manufacturers, distributors, dealers, or importers of firearms or ammunition for damages resulting from misuse.

*Conferees on the Part
of the Senate*

Sen. Clegg, Dist. 14

Sen. Gallus, Dist. 1

Sen. D'Allesandro, Dist. 20

*Conferees on the Part
of the House*

Rep. Rowe, Hills. 47

Rep. J. Wheeler, Hills. 47

Rep. Dudley, Graf. 18

Rep. Haytayan, Hills. 46

Senator Clegg moved adoption.

Adopted.

June 12, 2003
2003-2075-CofC
06/09

Committee of Conference Report on HB 817, an act relative to the regulation of first and second mortgage brokers and mortgage servicers.

Recommendation:

That the House recede from its position of nonconcurrence with the Senate amendment, and

That the Senate recede from its position in adopting its amendment to the bill, and

That the Senate and House adopt the following new amendment to the bill as amended by the House, and pass the bill as so amended:

Amend RSA 397-A:17, VI as inserted by section 14 of the bill by replacing it with the following:

VI. If a licensee is a partnership, association, corporation, or entity however organized, it shall be sufficient cause for the suspension or revocation of a license that any officer, director, or trustee of a licensed association or corporation or any member of a licensed partnership has so acted or failed to act in behalf of said licensee as would be cause for suspending or revoking a license to such party as an individual. Each licensee shall be responsible for supervision of its branch offices and for the acts of any or all of its employees and originators while acting as its agent if such licensee, after actual knowledge of said acts, retained the benefits, proceeds, profits, or advantages accruing from said acts or otherwise ratified said acts.

Amend RSA 398-A:1-b, III as inserted by section 31 of the bill by replacing it with the following:

III. If a licensee is a partnership, association, corporation, or entity however organized, it shall be sufficient cause for the suspension or revocation of a license that any officer, director, or trustee of a licensed association or corporation or any member of a licensed partnership has so acted or failed to act in behalf of said licensee as would be cause for suspending or revoking a license to such party as an individual. Each licensee shall be responsible for supervision of its branch offices and for the acts of any or all of its employees and originators while acting as its agent if such licensee, after actual knowledge of said acts, retained the benefits, proceeds, profits, or advantages accruing from said acts or otherwise ratified said acts.

The signatures below attest to the authenticity of this Report on HB 817, an act relative to the regulation of first and second mortgage brokers and mortgage servicers.

*Conferees on the Part
of the Senate*

Sen. Flanders, Dist. 7
Sen. Barnes, Dist. 17
Sen. Boyce, Dist. 4

*Conferees on the Part
of the House*

Rep. Hunt, Ches. 28
Rep. Fraser, Merr. 37
Rep. Stepanek, Hills. 47
Rep. Meader, Ches. 25

Senator Flanders moved adoption.

Adopted.

Senator Foster Rule #42 on HB 817.

SENATOR BARNES (Rule #44): I would like to make a comment before we go on. I want to congratulate you and your people that are working with you up there in your office, for sending these Committee of Conference Reports out to us a few days in advance, so that we had a chance to look at them and study them, and we could formulate some opinion. I think that it made things much smoother. In the past, they have appeared here the day of, and it has been kind of complicated to keep up with it. I think that you and your people gave this whole body a chance to spend some time and know what is going on. Somebody is going to say that I am brownnosing you, but if that is the case, so be it. I still think it is good.

SENATOR EATON (In the Chair): Thank you Senator Barnes, I know that the staff really appreciates that.

June 18, 2003
2003-2241-CofC
05/10

Committee of Conference Report on SB 41-FN, an act relative to the installation of airbags.

Recommendation:

That the Senate recede from its position of nonconcurrence with the House amendment, and concur with the House amendment, and

That the Senate and House each pass the bill as amended by the House.

The signatures below attest to the authenticity of this Report on SB 41-FN, an act relative to the installation of airbags.

*Conferees on the Part
of the Senate*

Sen. Peterson, Dist. 11
 Sen. Sapareto, Dist. 19
 Sen. Foster, Dist. 13

*Conferees on the Part
of the House*

Rep. Packard, Rock. 75
 Rep. Dodge, Rock. 80
 Rep. Ferland, Sull. 23
 Rep. Letourneau, Rock. 77

Senator Peterson moved adoption.

Adopted.

June 16, 2003
2003-2134-CofC
01/05

Committee of Conference Report on SB 42, an act relative to charitable contributions by insurance agents.

Recommendation:

That the Senate recede from its position of nonconcurrence with the House amendment, and concur with the House amendment, and

That the Senate and House each pass the bill as amended by the House.

The signatures below attest to the authenticity of this Report on SB 42, an act relative to charitable contributions by insurance agents.

*Conferees on the Part
of the Senate*

Sen. Odell, Dist. 8
 Sen. Flanders, Dist. 7
 Sen. Cohen, Dist. 24

*Conferees on the Part
of the House*

Rep. Hunt, Ches. 28
 Rep. Fraser, Merr. 37
 Rep. D. Flanders, Belk. 30
 Rep. Meader, Ches 25

Senator Odell moved adoption.

Adopted.

June 17, 2003
2003-2213-CofC
03/05

Committee of Conference Report on SB 44, an act relative to penalties for vehicle dealers.

Recommendation:

That the Senate recede from its position of nonconcurrence with the House amendment, and concur with the House amendment, and

That the Senate and House adopt the following new amendment to the bill as amended by the House, and pass the bill as so amended:

Amend the bill by deleting sections 4 and 5 and renumbering section 6 to read as 4.

Amend the bill by inserting after section 3 the following and renumbering the original section 4 to read as 5:

4 Conway Branch Railroad Study; Department of Transportation. The department of transportation shall study the cost and feasibility of re-activating the Conway Branch railroad line between Ossipee and Conway. The department may consult with the affected railroads, the regional planning agencies, potential shippers and other interested parties. The department shall make a report to the president of the senate and the speaker of the house of representatives on the results of this study on or before June 30, 2004.

The signatures below attest to the authenticity of this Report on SB 44, an act relative to penalties for vehicle dealers.

*Conferees on the Part
of the Senate*

Sen. Kenney, Dist. 3

Sen. Morse, Dist. 22

Sen. Below, Dist. 5

*Conferees on the Part
of the House*

Rep. Packard, Rock. 75

Rep. J. Flanders, Rock. 79

Rep. Letourneau, Rock. 77

Rep. Ferland, Sull. 23

2003-2213-CofC

AMENDED ANALYSIS

This bill:

I. Establishes additional penalties for dealers, utility dealers, auto recycling dealers, transporters, and repairers who violate RSA 261 and orders made pursuant to RSA 261.

II. Deletes the limitation on the number of sets of special number plates for certain veterans that may be issued to an individual.

III. Requires the department of transportation to study the Conway Branch railroad line.

Senator Kenney moved adoption.

Adopted.

Senator Foster Rule #42 on SB 44.

June 12, 2003

2003-2087-CofC

10/09

Committee of Conference Report on SB 45, an act relative to property tax exemptions and credits for the elderly, veterans, and the disabled, and allowing municipalities to adopt an optional date for filing exemptions.

Recommendation:

That the Senate recede from its position of nonconcurrency with the House amendment, and concur with the House amendment, and

That the Senate and House each pass the bill as amended by the House.

The signatures below attest to the authenticity of this Report on SB 45, an act relative to property tax exemptions and credits for the elderly, veterans, and the disabled, and allowing municipalities to adopt an optional date for filing exemptions.

*Conferees on the Part
of the Senate*

Sen. Roberge, Dist. 9

Sen. Barnes, Dist. 17

Sen. D'Allesandro, Dist. 20

*Conferees on the Part
of the House*

Rep. Brundige, Hills. 58

Rep. Twombly, Straf. 67

Rep. Boyce, Belk. 31

Rep. Theberge, Coos 3

Senator Roberge moved adoption.

SENATOR BARNES: Could we have a brief description of that one, please?

SENATOR ROBERGE: **TAPE INAUDIBLE** communities could give them an optional time to file. You are one of the Conferees Senator.

SENATOR BARNES: I just wanted to know what they did with...what the House did to it? What did the House do?

SENATOR ROBERGE: Nothing.

SENATOR BARNES: Thank you Mr. President.

SENATOR KENNEY: Senator Roberge, is it my understanding for a town like my town, Wakefield, that if they go ahead and put a petition on for veteran's tax exemption for whatever the amount is, \$500 maybe, is it, under this legislation, that they could do it next March?

SENATOR ROBERGE: I am not sure. I would have to check. Senator D'Allesandro, do you remember?

SENATOR KENNEY: The answer would be yes?

SENATOR D'ALLESANDRO: Yes.

SENATOR KENNEY: It is just that my town of Wakefield, if they want to put a petition on the town warrant in March, put a veteran's exemption, they would be able to do it next March?

SENATOR D'ALLESANDRO: That is correct.

SENATOR KENNEY: Thank you.

Adopted.

June 16, 2003
2003-2136-CofC
03/01

Committee of Conference Report on SB 47-FN, an act relative to refunds for tolls paid on account of shrinkage or loss by evaporation of motor fuel.

Recommendation:

That the Senate recede from its position of nonconcurrence with the House amendment, and concur with the House amendment, and

That the Senate and House each pass the bill as amended by the House.

The signatures below attest to the authenticity of this Report on SB 47-FN, an act relative to refunds for tolls paid on account of shrinkage or loss by evaporation of motor fuel.

*Conferees on the Part
of the Senate*

Sen. Flanders, Dist. 7

Sen. Morse, Dist. 22

Sen. D'Allesandro, Dist. 20

*Conferees on the Part
of the House*

Rep. E. Smith, Ches. 26

Rep. Kenison, Merr. 41

Rep. J. Gilbert, Rock. 83

Rep. Weyler, Rock. 79

Senator Flanders moved adoption.

SENATOR BARNES: Thank you. Can we have a little discussion on this? What happened? Is that the one that takes the million dollars out of the Oil Disbursement Fund? Senator Flanders? Does that take the million dollars out of the Oil Disbursement Fund?

SENATOR FLANDERS: I am going to yield to Senator Morse because he was involved in the **TAPE INAUDIBLE**.

SENATOR MORSE: It is taking \$700,000 out of the Oil Disbursement Fund, but those are truly projects that should come out of that fund that are in the Department of Transportation already. This isn't the original agreement that you are talking about where they were going to take \$1 million out for safety. That is not what we are doing.

SENATOR BARNES: What are you doing?

SENATOR MORSE: Basically, we are agreeing to go to three quarters of a percent on the shrinkage tax and keep the current language...the current reporting system with that, and then the Oil Disbursement Fund will be \$700,000, which are truly projects that would come out of the Oil Disbursement Fund. Then there is another I believe, \$600,000 that comes out of two funds. One of them is a fund out of the seacoast, I believe for \$400,000 and there is another \$200,000. Those are to fund two projects for Safety, I believe.

SENATOR BARNES: Do you feel comfortable that...

SENATOR MORSE: I feel very comfortable Senator Barnes.

SENATOR BARNES: You feel comfortable that the money that we are going to spend in Salem off of that fund is going to still be there when you need it in Salem?

SENATOR MORSE: I believe that we took this discussion away from the Oil Fund. So that is a good thing.

SENATOR BARNES: Thank you Senator.

Question is on the adoption of the Committee of Conference Report.

A roll call was requested by Senator Peterson.

Seconded by Senator Barnes.

The following Senators voted Yes: Gallus, Johnson, Kenney, Boyce, Green, Flanders, Odell, Roberge, O'Hearn, Foster, Clegg, Gatsas, Martel, D'Allesandro, Morse, Prescott.

The following Senators voted No: Below, Peterson, Larsen, Barnes, Sapareto, Estabrook, Cohen.

Yeas: 16 - Nays: 7

Adopted.

June 11, 2003

2003-2068-CofC

10/09

Committee of Conference Report on SB 54-FN-LOCAL, an act relative to the local inventory of property values for assessment of property taxes.

Recommendation:

That the Senate recede from its position of nonconcurrency with the House amendment, and concur with the House amendment, and

That the Senate and House adopt the following new amendment to the bill as amended by the House, and pass the bill as so amended:

Amend the bill by replacing all after section 4 with the following:

5 Findings and Intent; Sections 6-16. The general court recognizes all the work in creating a set of proposed standards for the certification of assessments. There is reason for concern, however, that these standards may have an inequitable impact on municipalities within the state due to differences between municipalities in such characteristics as size, parcel count, number of sales, and geographic location. Therefore, the general court finds that in order for the state to continue to implement fair and equitable assessing practices, it is necessary to further analyze the assessing practices of the state's political subdivisions. This analysis can be accomplished by using the assessing standards board's recommended standards as guidelines for a measurement tool, rather than as certifi-

cation requirements, in the first 4 years of the process. The results of measuring these guidelines can then be analyzed for the state's large and small political subdivisions, with a report to be made to the municipalities and through the assessing standards board to the general court.

6 Duties of Commissioner of Revenue Administration; Assessment; Equalization. Amend RSA 21-J:3, XXV and XXVI to read as follows:

XXV. Petition the board of tax and land appeals to issue an order for reassessment of property pursuant to the board's powers under RSA 71-B:16-19 whenever the valuation of property in a particular city, town, or unincorporated place is disproportional to the valuation of other property within that city, town, or unincorporated place, **or whenever the municipality has not complied with RSA 75:8-a.**

XXVI. Review **and report** each municipality's assessments once within every 5 years [~~and certify the assessments of the municipality if such assessments are valued in accordance with RSA 75:1. In carrying out the duty to certify the assessments of property, the commissioner shall follow the procedures set forth in~~] **pursuant to RSA 21-J:11-a, II.**

7 Assessment Certification Revised; Implementation of Assessment Guidelines. Amend RSA 21-J:11-a and RSA 21-J:11-b to read as follows: 21-J:11-a [Certification of Assessments] **Assessment Report.**

I. The commissioner shall [~~certify that the assessments of a municipality comply with the provisions of RSA 75:1 when the commissioner determines that~~] **report the degree to which assessments of a municipality achieve substantial compliance with applicable statutes and rules. The commissioner may consider whether:**

(a) Level of assessments and uniformity of assessments are within acceptable ranges as [~~prescribed~~] **recommended by [state] the** assessing standards **board** by considering, where appropriate, an assessment-to-sales-ratio study conducted by the department for the municipality;

(b) Assessment practices substantially comply with applicable statutes and rules;

(c) Exemption[;] **and credit**[~~and abatement~~] procedures substantially comply with applicable statutes and rules;

(d) Assessments are based on reasonably accurate data; and

(e) Assessments of various types of properties are reasonably proportional to other types of properties within the municipality.

II. [~~If the commissioner does not certify that the assessments of a municipality comply with RSA 75:1, the commissioner shall order in writing those corrective actions, including the time for completion, deemed necessary to assess the municipality's property in accordance with RSA 75:1; and:~~

(a) [~~If the governing body of the municipality agrees with the commissioner's determination, the municipality shall complete the corrective actions within the time prescribed by the commissioner.~~

(b) [~~If the governing body of the municipality does not agree with the commissioner's determination not to certify its assessments, with the corrective actions ordered, or the time allowed for completion, the commissioner shall petition the board of tax and land appeals to order that the municipality's property is not assessed in accordance with RSA 75:1 and to order such corrective action necessary to ensure that the municipality's assessment are in accordance with RSA 75:1.~~

III. The commissioner shall adopt rules under RSA 541-A relative to acceptable ranges of level of assessments and uniformity of assessments; procedures for review of assessment practices; and procedures and forms

for the commissioner's certification of assessments. Rules adopted by the commissioner under this paragraph shall remain effective until the assessing standards board adopts rules under RSA 21-J:14-b, II.

IV.] *The commissioner shall issue a copy of the report upon its completion to the municipality and to the assessing standards board. When issued, the report shall be a public document.*

III. The assessing standards board shall study and recommend to the legislature whether municipalities should be reimbursed for expenses incurred as a result of changes in assessment practices resulting from legislation enacted in response to the judicial interpretation of part 2, article 6 of the New Hampshire constitution in Evelyn Sirrell et al v State of New Hampshire et al and, if reimbursement is appropriate, shall recommend a formula for implementation of a reimbursement program.

21-J:11-b Implementation of [Certification] **Assessment Review**.

I. The commissioner of revenue administration shall adopt a schedule so that each city, town, and unincorporated place has its assessments reviewed within 5 years of April 1, 2002, and shall notify each city, town, and unincorporated place, within 60 days of passage of this act, of the property tax year for which their initial [certification] **assessment** review shall occur.

II. The department shall offer training and technical assistance to municipal officials to assist in complying with the provisions of RSA 75:8, RSA 75:8-a, and RSA 21-J:11-a.

III. The commissioner of revenue administration shall report in its annual report, the number of communities assisted and the types of assistance and training provided pursuant to RSA 21-J:10, RSA 21-J:11, and RSA 21-J:11-b, II.

8 Duties of the Assessing Standards Board. Amend RSA 21-J:14-b, I and II to read as follows:

I. The assessing standards board shall [~~adopt rules, pursuant to RSA 541-A, and~~] recommend **guidelines and** appropriate legislation relative to:

(a) The annual update and publication of an assessing procedures manual for selectmen and boards of assessors. Such manual shall include the department of revenue administration's appraisal manual, a calendar of tasks to be completed on a periodic basis including those tasks required by state statute, and such other information as the board deems necessary. The board shall examine the report of the expert hired by the department of revenue administration.

(b) [Standards] **Guidelines** to be followed by assessors, selectmen, and boards of assessors throughout the state, relating to the administration of the property tax and assessment of real property used in any state property tax system.

(c) The establishment of certification, continuing education, and revocation and suspension standards for assessing officials. The commissioner of the department of revenue administration shall be responsible for enforcement of those standards.

(d) The establishment of [standards] **guidelines** for monitoring of local assessment practices by the department of revenue administration, [standards] **guidelines** for the adequacy of tax maps and other records, and [standards] **guidelines** for audit by the department of revenue administration of municipalities.

(e) The identification of practices which constitute sales-chasing and penalties to be adopted by the legislature regarding such practices.

(f) Forms and procedures necessary to fulfill the duties of the board consistent with board recommendations and to assure a fair opportunity for public comment.

(g) Any study conducted for the purpose of determining the status of assessing practices or the improvement of assessing in the state.

II. All ~~[standards]~~ **guidelines** and practices developed or identified by the board, pursuant to this section, shall be reviewed and updated annually. The board shall hold a series of at least 3 public forums annually throughout the state to receive general comment through verbal and written testimony on assessing ~~[standards]~~ **guidelines** and practices. ~~[After the public forums are concluded and the board has made its recommended changes, in accordance with paragraph III, the board shall proceed to adopt any proposed rules.]~~

9 Setting of Tax Rates. Amend RSA 21-J:35, I to read as follows:

I. The commissioner of revenue administration shall compute and establish the tax rate of each town, city, or unincorporated place. Any ~~[decision]~~ **assessments report issued** by the commissioner ~~[not to certify the assessments of a municipality]~~ pursuant to RSA 21-J:11-a shall not delay or otherwise affect the setting of the tax rate for that municipality.

10 Property Taxation. Amend RSA 73:10 to read as follows:

73:10 Real Estate. Real and personal property shall be taxed to the person claiming the same, or to the person who is in the possession and actual occupancy thereof, if such person will consent to be taxed for the same; but such real estate shall be taxed in the town in which it is situated. Any ~~[decision]~~ **assessments report issued** by the commissioner ~~[not to certify the assessments of a municipality]~~ pursuant to RSA 21-J:11-a shall not affect the obligation of the taxpayer to pay property taxes otherwise lawfully assessed.

11 Five-Year Valuation. Amend RSA 75:8-a to read as follows:

75:8-a Five-Year Valuation. At least as often as every fifth year, beginning with the first year the commissioner of the department of revenue administration ~~[certifies]~~ **reviews** a municipality's assessments pursuant to RSA 21-J:3, XXVI, the assessors and/or selectmen shall value all real estate within the municipality so that the assessments are valued in accordance with RSA 75:1.

12 Assessment of Taxes. Amend RSA 76:5 to read as follows:

76:5 What Taxes Assessed. The selectmen shall seasonably assess all state and county taxes for which they have the warrants of the commissioner of revenue administration and county treasurers respectively; all taxes duly voted in their towns; and all school and village district taxes authorized by law or by vote of any school or village district duly certified to them; and all sums required to be assessed by RSA 33 and RSA 21-J:9-c. Any ~~[decision]~~ **assessments report issued** by the commissioner ~~[not to certify the assessments of a municipality]~~ pursuant to RSA 21-J:11-a shall not affect the authority of the selectmen to assess taxes.

13 Appraisal of Taxable Property; Revised Inventory; Guidelines. Amend RSA 75:8, I to read as follows:

I. Annually, and in accordance with state assessing ~~[standards]~~ **guidelines**, the assessors and selectmen shall adjust assessments to reflect changes so that all assessments are reasonably proportional within that municipality. All adjusted assessments shall be included in the inventory of that municipality and shall be sworn to in accordance with RSA 75:7.

14 Power of Tax Collector. Amend RSA 80:4 to read as follows:

80:4 Powers of Collector. Every collector, in the collection of taxes committed to him and in the service of his warrant, shall have the powers

vested in constables in the service of civil process, which shall continue until all the taxes in his list are collected. Any ~~[decision]~~ **assessments report issued** by the commissioner ~~[not to certify the assessments of a municipality]~~ pursuant to RSA 21-J:11-a shall not affect the authority of the tax collector to issue tax bills and to exercise all powers contained in this chapter for the collection of taxes.

15 Revenue Administration; Initial Assessment Review Schedule. Amend 2001, 158:63 to read as follows:

158:63 Initial Assessment Review Schedule. The commissioner of revenue administration shall adopt a schedule so that each city, town, and unincorporated place has its assessments reviewed within 5 years and shall notify each municipality, within 60 days of passage of this section, of the property tax year for which their initial ~~[certification]~~ **assessment** review shall occur. The department shall offer training and technical assistance to municipal officials to assist in complying with the provisions of RSA 21-J:11-a, as inserted by this act.

16 Repeal. RSA 21-J:9-b, relative to petition for order of reassessment, is repealed.

17 Effective Date. This act shall take effect July 1, 2003.

The signatures below attest to the authenticity of this Report on SB 54-FN-LOCAL, an act relative to the local inventory of property values for assessment of property taxes.

*Conferees on the Part
of the Senate*

Sen. Boyce, Dist. 4
Sen. Green, Dist. 6
Sen. Below, Dist. 5

*Conferees on the Part
of the House*

Rep. Patten, Carr. 7
Rep. Stohl, Coos 1
Rep. Twombly, Straf. 67
Rep. Theberge, Coos 3

2003-2068-CofC

AMENDED ANALYSIS

This bill clarifies the duty of local tax officials to assess and collect property taxes on property valued as of April 1.

This bill also requires the department of revenue administration to establish and report on municipal property tax assessment guidelines.

Senator Boyce moved adoption.

Adopted.

June 16, 2003
2003-2132-CofC
08/01

Committee of Conference Report on SB 60-FN, an act relative to voluntary certification of persons installing or servicing propane gas or heating oil equipment.

Recommendation:

That the Senate recede from its position of nonconcurrence with the House amendment, and concur with the House amendment, and

That the Senate and House each pass the bill as amended by the House.

The signatures below attest to the authenticity of this Report on SB 60-FN, an act relative to voluntary certification of persons installing or servicing propane gas or heating oil equipment.

*Conferees on the Part
of the Senate*

Sen. Clegg, Dist. 14
 Sen. Prescott, Dist. 23
 Sen. Cohen, Dist. 24

*Conferees on the Part
of the House*

Rep. O'Neil, Rock. 85
 Rep. Dexter, Ches. 27
 Rep. Hall, Hills. 58
 Rep. DeJoie, Merr. 39

Senator Clegg moved adoption.

Adopted.

June 12, 2003
2003-2085-CofC
10/09

Committee of Conference Report on SB 62, an act relative to the application and enforcement of the state building code.

Recommendation:

That the Senate recede from its position of nonconcurrence with the House amendment, and concur with the House amendment, and

That the Senate and House each pass the bill as amended by the House.

The signatures below attest to the authenticity of this Report on SB 62, an act relative to the application and enforcement of the state building code.

*Conferees on the Part
of the Senate*

Sen. Roberge, Dist. 9
 Sen. Clegg, Dist. 14
 Sen. Larsen, Dist. 15

*Conferees on the Part
of the House*

Rep. Brundige, Hills. 58
 Rep. Gillick, Rock. 85
 Rep. Buhlman, Hills. 66
 Rep. Osborne, Merr. 40

Senator Roberge moved adoption.

Adopted.

June 17, 2003
2003-2175-CofC
09/01

Committee of Conference Report on SB 63-FN-A-LOCAL, an act relative to establishing community reinvestment and opportunity zones and granting business tax credits for investments in projects in such zones.

Recommendation:

That the Senate recede from its position of nonconcurrence with the House amendment, and concur with the House amendment, and

That the Senate and House each pass the bill as amended by the House.

The signatures below attest to the authenticity of this Report on SB 63-FN-A-LOCAL, an act relative to establishing community reinvestment and opportunity zones and granting business tax credits for investments in projects in such zones.

*Conferees on the Part
of the Senate*

Sen. Flanders, Dist. 7
 Sen. Odell, Dist. 8
 Sen. Below, Dist. 5

*Conferees on the Part
of the House*

Rep. Major, Rock. 79
 Rep. J. Gilbert, Rock. 83
 Rep. Espieffs, Ches. 25
 Rep. Hager, Merr. 40

Senator Flanders moved adoption.

Adopted.

SENATOR BARNES: I have a question of why those three Senate members are laughing after the passage of that bill? Which one wants to answer it? It is, the library has gone in, is that what's happened? Good luck with your library.

SENATOR ODELL: Thank you very much.

June 16, 2003
2003-2151-CofC
06/04

Committee of Conference Report on SB 70, an act establishing a commission to study implementing a recommendation of the New Hampshire estuaries project management plan.

Recommendation:

That the Senate recede from its position of nonconcurrence with the House amendment, and

That the House recede from its position in adopting its amendment to the bill, and

That the Senate and House adopt the following new amendment to the bill as amended by the Senate, and pass the bill as so amended:

Amend the bill by replacing section 1, subparagraph I(a) with the following:

(a) The feasibility of implementing a recommendation of the estuaries project management plan that the discharge from area wastewater treatment plants be combined for discharge in the Atlantic Ocean.

Amend the bill by replacing section 3, paragraph I with the following:

I. The feasibility of implementing a recommendation of the estuaries project management plan that the discharge from area wastewater treatment plants be combined for discharge in the Atlantic Ocean.

Amend the bill by replacing section 3, paragraph VI with the following:

VI. The merits of forming a watershed district among area towns to provide for the collection, conveyance, and disposal of treated wastewater into the deep waters of the Atlantic Ocean and for other water-related purposes and an appropriate name for any districts recommended.

The signatures below attest to the authenticity of this Report on SB 70, an act establishing a commission to study implementing a recommendation of the New Hampshire estuaries project management plan.

*Conferees on the Part
of the Senate*

Sen. Johnson, Dist. 2
 Sen. Barnes, Dist. 17
 Sen. Cohen, Dist. 24

*Conferees on the Part
of the House*

Rep. Royce, Ches. 28
 Rep. Merrow, Carr. 6
 Rep. Wiley, Rock. 77
 Rep. Spang, Straf. 72

Senator Johnson moved adoption.

Adopted.

June 12, 2003
2003-2082-CofC
05/09

Committee of Conference Report on SB 72, an act relative to the regulation of title loans and payday loans.

Recommendation:

That the Senate recede from its position of nonconcurrence with the House amendment, and concur with the House amendment, and

That the Senate and House adopt the following new amendment to the bill as amended by the House, and pass the bill as so amended:

Amend RSA 399-A:2 as inserted by section 1 of the bill by deleting paragraph V.

Amend RSA 399-A:15 as inserted by section 1 of the bill by replacing it with the following:

399-A:15 Title Loan Renewals. A title loan shall be for an original term of no more than one month. A title loan lender may allow such loan to be renewed no more than 11 additional periods each equal the original term, provided however, that at each such renewal the borrower must pay at least 5 percent of the loan's original principal balance, in addition to any finance charge owed, to reduce the principal balance outstanding. If the borrower cannot pay this principal reduction at any renewal, the title loan lender may either: (i) declare the borrower in default, or (ii) allow the loan to be renewed, provided that the lender shall reduce the current principal amount of the loan by 5 percent of the original principal amount for the purposes of calculating interest thereafter. This reduction in principal shall continue to be owed by the borrower, but such amount shall not be entitled to accrue interest thereafter. For the purpose of this section, a renewal is any extension of a title loan for an additional period without any change in the terms of the title loan other than a reduction in principal. No accrued interest shall be capitalized or added to the principal of the loan at the time of any renewal.

The signatures below attest to the authenticity of this Report on SB 72, an act relative to the regulation of title loans and payday loans.

*Conferees on the Part
of the Senate*

Sen. D'Allesandro, Dist. 20
Sen. Flanders, Dist. 7
Sen. Barnes, Dist. 17

*Conferees on the Part
of the House*

Rep. Hunt, Ches. 28
Rep. Spiess, Hills. 47
Rep. Stepanek, Hills. 47
Rep. DeStefano, Merr. 41

Senator D'Allesandro moved adoption.

Adopted.

**June 10, 2003
2003-2043-CofC
08/01**

Committee of Conference Report on SB 87, an act establishing a committee to study setback requirements for septage, biosolids, and short paper fibers, and extending the temporary use of septage, biosolids, and short paper fiber by certain persons.

Recommendation:

That the Senate recede from its position of nonconcurrency with the House amendment, and concur with the House amendment, and

That the Senate and House each pass the bill as amended by the House.

The signatures below attest to the authenticity of this Report on SB 87, an act establishing a committee to study setback requirements for septage, biosolids, and short paper fibers, and extending the temporary use of septage, biosolids, and short paper fiber by certain persons.

*Conferees on the Part
of the Senate*

Sen. Johnson, Dist. 2
Sen. Barnes, Dist. 17
Sen. Cohen, Dist. 24

*Conferees on the Part
of the House*

Rep. Babson, Carr. 6
Rep. Williams, Graf. 16
Rep. Phinizy, Sull. 23
Rep. Ahern, Belk. 29

Senator Johnson moved adoption.

Adopted.

June 18, 2003
2003-2240-CofC
05/03

Committee of Conference Report on SB 98-FN, an act prohibiting telemarketers from contacting customers on a federal do-not-call registry.

Recommendation:

That the Senate recede from its position of nonconcurrence with the House amendment, and concur with the House amendment, and

That the Senate and House adopt the following new amendment to the bill as amended by the House, and pass the bill as so amended:

Amend the bill by replacing all after the enacting clause with the following:

1 Use of Automatic Telephone Dialing Systems; Chapter Heading Amended. Amend the chapter heading of RSA 359-E to read as follows:

CHAPTER 359-E

**[USE OF AUTOMATIC TELEPHONE DIALING SYSTEMS
AND CALLER IDENTIFICATION SERVICES]**

TELEMARKETING

2 New Subdivision Heading; Use of Automatic Telephone Dialing Systems and Caller Identification Services. Amend RSA 359-E by inserting, preceding RSA 359-E:1, the following subdivision heading:

**Use of Automatic Telephone Dialing Systems and
Caller Identification Services**

3 New Subdivision; Telemarketing Sales Calls. Amend RSA 359-E by inserting after section 6 the following new subdivision:

Telemarketing Sales Calls

359-E:7 Definitions. In this subdivision:

I. "Bureau" means the consumer protection bureau of the office of the attorney general.

II. "Customer" means any natural person who is a resident of this state and who is or may be required to pay for or to exchange consideration for goods and services offered through telemarketing.

III. "Do-not-call list" means a list of residential telephone subscribers who have notified the list administrator of their desire not to receive telemarketing sales calls.

IV. "Doing business in this state" means conducting telephonic sales calls from a location:

(a) In this state; or

(b) Outside of this state to consumers residing in this state.

V. "Established business relationship" means an established business relationship as defined by the Federal Trade Commission Telemarketing Sales Rule, 16 C.F.R. part 310, section 310.2(n), as amended.

VI. "Goods and services" means any goods and services, and shall include any real property or any tangible personal property as well as time share estates and licenses or services of any kind.

VII. "List administrator" means the Federal Trade Commission.

VIII. "Person" means any natural person, association, partnership, firm, corporation and its affiliates or subsidiaries, or other business entity.

IX. "Telemarketer" means any person who, for financial profit or commercial purposes in connection with telemarketing, makes telemarketing sales calls to a customer when the customer is in this state or any person who directly controls or supervises the conduct of a telemarketer or causes to be made a telemarketing call on such seller's own behalf or through a salesperson. For the purposes of this subdivision, "commercial purposes" shall mean the sale or offer for sale of goods or services.

X. "Telemarketing" means any plan, program, or campaign which is conducted to induce payment or the exchange of any other consideration for any goods or services by use of one or more telephones and which involves more than 5 telephone calls per month by a telemarketer in which the customer is located within the state at the time of the call. Telemarketing shall not include the solicitation of sales through media other than by telephone calls.

XI. "Telemarketing sales call" means a telephone call made by a telemarketer to a customer for the purpose of inducing payment or the exchange of any other consideration for any goods or services or for the purpose of soliciting an extension of credit for consumer goods or services, or for the purpose of obtaining information that may be used for the direct solicitation of a sale of consumer goods or services or an extension of credit for such purposes. A telemarketing sales call shall not include a call made:

(a) In response to an express written or verbal request of the customer called.

(b) In connection with an established business relationship.

(c) On behalf of a nonprofit charity.

(d) On behalf of a newspaper to build its own circulation, provided that the telemarketer making such call has used and observed with respect to such call the do-not-call list maintained by the Telephone Preference Service of the Direct Marketing Association, Inc., Farmingdale, New York, or its successor organization.

(e) On behalf of a political campaign, except that a call made on behalf of a political campaign by a vendor using automatic dialing equipment shall be deemed a telemarketing sales call under this chapter.

359-E:8 Prohibited Telemarketing Sales Calls.

I. Telemarketers are prohibited from conducting telemarketing sales calls to any customer who has registered his or her name or telephone number with the do-not-call registry maintained by the list administrator or Federal Trade Commission. In the case of telemarketers regulated by the Federal Communications Commission, this chapter shall apply in a manner consistent with rules concerning a national do-not-call list developed by that agency.

II. In addition, any person who is required to comply with the Federal Trade Commission Telemarketing Sales Rule, 16 C.F.R. part 310, as amended, shall also comply with the provisions of the Federal Trade Commission Telemarketing Sales Rule for telemarketing sales calls made within the state of New Hampshire. This section shall also apply to any person who would be required to comply with the Federal Trade Commission Telemarketing Sales Rule, if such person were making interstate telemarketing sales calls.

359-E:9 Telemarketers' Obligation to Obtain Do-Not-Call List. Telemarketers making telemarketing sales calls to customers in the state of New Hampshire shall obtain from the list administrator quarterly listings of customers in the state who have registered with the list administrator for inclusion in its do-not-call list.

359-E:10 Duties of List Administrator. The list administrator:

I. Shall provide the bureau with a copy of each quarterly do-not-call list.

II. Shall provide the bureau with the names and addresses of each telemarketer who purchases the do-not-call list.

III. Except as directed by the bureau, shall be prohibited from disclosing or using in any way customer names, addresses, or telephone numbers obtained in the course of registering customers' telephone numbers on the do-not-call list.

359-E:11 Violations; Penalties.

I. The department of justice shall investigate any complaints received concerning violations of this subdivision or RSA 664:14-a. If, after investigating the complaint, the department finds that a person has violated any provision of this subdivision or RSA 664:14-a, the department shall impose a civil penalty of \$5,000 for each violation.

II. Any person injured by another's violation of this subdivision may bring an action for damages and for such equitable relief, including an injunction, as the court deems necessary and proper. If the court finds for the plaintiff, recovery shall be in the amount of actual damages or \$1,000, whichever is greater. If the court finds that the act or practice was a willful or knowing violation of this subdivision, it shall award as much as 3 times, but not less than 2 times, such amount. In addition, a prevailing plaintiff shall be awarded the costs of the suit and reasonable attorney's fees, as determined by the court. Any attempted waiver of the right to the damages set forth in this paragraph shall be void and unenforceable. Injunctive relief shall be available to private individuals under this subdivision without bond, subject to the discretion of the court. Upon commencement of any action brought under this section, the clerk of the court shall mail a copy of the complaint or other initial pleadings to the attorney general and, upon entry of any judgment or decree in the action, shall mail a copy of such judgment or decree to the attorney general.

III. Notwithstanding paragraph I, a telemarketer shall not be held liable for violating this subdivision if the telemarketer can demonstrate by clear and convincing evidence that, as part of the telemarketer's routine business practice:

(a) The telemarketer established and implemented written procedures to comply with this subdivision.

(b) The telemarketer trained his or her personnel in the requirements of this subdivision.

(c) The telemarketer uses a process to prevent telemarketing to any telephone number on any do-not-call list or registry referenced in this subdivision; maintains the current, quarterly version of the list or registry; and maintains records documenting this process.

(d) The telemarketer monitors and enforces compliance with the procedures established under subparagraph (a).

(e) The telemarketer uses a version of the do-not-call list obtained no more than 3 months prior to the date that any call is made.

(f) Any subsequent call otherwise violating this subdivision is not part of a pattern of calls made in violation of this subdivision and is the result of a good faith error.

4 Use of Automatic Dialing Systems and Caller Identification Services; Violation; Reference Change. Amend RSA 359-E:6 to read as follows:

359-E:6 Violations. Any violation of the provisions of this ~~chapter~~ **subdivision** shall constitute an unfair or deceptive act or practice within the meaning of RSA 358-A:2. Any right, remedy, or power set forth in RSA 358-A, including those set forth in RSA 358-A:4, may be used to enforce the provisions of this chapter. Such remedies shall be in addition to any other remedies provided by law or equity.

5 Severability. If any provision of this act or the application thereof to any person or circumstance is held invalid, the invalidity does not affect other provisions or applications of the act which can be given effect without the invalid provisions or applications, and to this end the provisions of this act are severable.

6 Prospective Repeal. RSA 359-E:7, XI(d), relative to the exemption for telemarketing sales calls made on behalf of a newspaper to build its circulation, is repealed.

7 Effective Date.

I. Section 6 of this act shall take effect August 1, 2006.

II. The remainder of this act shall take effect 60 days after its passage.

The signatures below attest to the authenticity of this Report on SB 98-FN, an act prohibiting telemarketers from contacting customers on a federal do-not-call registry.

*Conferees on the Part
of the Senate*

Sen. Green, Dist. 6

Sen. Roberge, Dist. 9

Sen. Estabrook, Dist. 21

*Conferees on the Part
of the House*

Rep. Hunt, Ches. 28

Rep. Fraser, Merr. 37

Rep. Thomas, Belk. 31

Rep. Coes, Rock. 82

Senator Green moved adoption.

SENATOR ESTABROOK: Thank you Mr. President. I just wanted to rise and thank my Senate co-sponsors of this bill, Senators Peterson, Gatsas, Sapareto, Barnes, Johnson, Cohen, Roberge, Below and Larsen for your confidence and help in moving this bill forward. This is a great revenue positive consumer protection measure. I think that the Senate should be very proud of its work and I also want to thank Senator Green for his leadership in the Committee of Conference, which was difficult. Thank you.

SENATOR PETERSON: Thank you Mr. President. Thank you Senator Estabrook. I would also like to thank Senators Roberge and Senator Barnes for their hard work on this bill. I do think that it is a good bill and fits New Hampshire and reflects the best of the Senate position, which was a hard fought situation in the Committee of Conference. Thank you Mr. President.

Adopted.

June 17, 2003

2003-2193-CofC

06/01

Committee of Conference Report on SB 115, an act increasing the fees for review of subdivisions and waste disposal systems by the department of environmental services and making an appropriation for implementing information technology and regulatory process improvements.

Recommendation:

That the Senate recede from its position of nonconcurrency with the House amendment, and concur with the House amendment, and

That the Senate and House each pass the bill as amended by the House.

The signatures below attest to the authenticity of this Report on SB 115, an act increasing the fees for review of subdivisions and waste disposal systems by the department of environmental services and making an appropriation for implementing information technology and regulatory process improvements.

*Conferees on the Part
of the Senate*

Sen. Prescott, Dist. 23

Sen. Flanders, Dist. 7

Sen. Cohen, Dist. 24

*Conferees on the Part
of the House*

Rep. Camm, Rock. 79

Rep. Ingram, Rock. 76

Rep. Hamm, Merr. 34

Rep. R. Wheeler, Hills. 48

Senator Prescott moved adoption.

Adopted.

June 12, 2003

2003-2093-CofC

03/04

Committee of Conference Report on SB 120, an act relative to testimony by video teleconference in criminal cases.

Recommendation:

That the Senate recede from its position of nonconcurrency with the House amendment, and concur with the House amendment, and

That the Senate and House adopt the following new amendment to the bill as amended by the House, and pass the bill as so amended:

Amend RSA 516:37 as inserted by section 1 of the bill by replacing it with the following:

516:37 Testimony by Video Teleconference in Criminal Cases.

I. In any criminal case at which a certifying scientist, criminalist, laboratory scientist, or technical specialist from the forensic laboratory of the department of safety, division of state police is summoned to testify, the state may move to take the testimony of the scientist, criminalist, or specialist by video teleconference, provided that the testimony is limited to expert testimony or to the results of and matters relating to tests conducted at the forensic laboratory. Notice shall be provided to the defendant, and the defendant shall have an opportunity to object to the introduction of testimony by video teleconference. No video teleconference testimony shall be permitted during a felony prosecution, except with the affirmative assent of the defendant. Examination and cross-examination of the scientist, criminalist, or specialist shall proceed in the same manner as permitted at trial.

II. In any criminal case at which the defendant summons a toxicologist, criminalist, laboratory scientist, or other person of similar expertise to testify as an expert witness, the defendant may move to take the testimony of that witness by video teleconference, provided that the testimony is limited to expert testimony or to the results of and matters relating to tests conducted at the forensic laboratory of the department of safety, division of state police. Notice shall be provided to the state, and the state shall have an opportunity to object to the introduction of testimony by video teleconference. No video teleconference testimony

shall be permitted during a felony prosecution, except with the affirmative assent of the state. Examination and cross-examination of the expert witness shall proceed in the same manner as permitted at trial.

The signatures below attest to the authenticity of this Report on SB 120, an act relative to testimony by video teleconference in criminal cases.

*Conferees on the Part
of the Senate*

Sen. Peterson, Dist. 11

Sen. Clegg, Dist. 14

Sen. Foster, Dist. 13

*Conferees on the Part
of the House*

Rep. Stevens, Carr. 7

Rep. Nedeau, Belk. 30

Rep. Tholl, Coos 2

Rep. T. Robertson, Ches. 25

Senator Peterson moved adoption.

Adopted.

June 12, 2003

2003-2079-CofC

06/09

Committee of Conference Report on SB 121-FN, an act relative to mortgage originator registration.

Recommendation:

That the Senate recede from its position of nonconcurrence with the House amendment, and concur with the House amendment, and

That the Senate and House adopt the following new amendment to the bill as amended by the House, and pass the bill as so amended:

Amend RSA 397-A:1, IX as inserted by section 1 of the bill by replacing it with the following:

IX. "Originator" means an individual who is employed or retained and supervised by a mortgage banker or broker required to be licensed under RSA 397-A, and who, for compensation or gain or in the expectation of compensation or gain, negotiates, solicits, arranges, or finds a mortgage loan. No individual may act as an originator for more than one licensee.

Amend RSA 398-A:1, VI as inserted by section 4 of the bill by replacing it with the following:

VI. "Originator" means an individual who is employed or retained and supervised by a mortgage lender or broker required to be licensed under RSA 397-A or 398-A, and who, for compensation or gain or in the expectation of compensation or gain, negotiates, solicits, arranges, or finds a mortgage loan. No individual may act as an originator for more than one licensee.

The signatures below attest to the authenticity of this Report on SB 121-FN, an act relative to mortgage originator registration.

*Conferees on the Part
of the Senate*

Sen. Flanders, Dist. 7

Sen. Sapareto, Dist. 19

Sen. Larsen, Dist. 15

*Conferees on the Part
of the House*

Rep. Hunt, Ches. 28

Rep. Spiess, Hills. 47

Rep. Stepanek, Hills. 47

Rep. DeStefano, Merr. 41

Senator Flanders moved adoption.

Adopted.

June 12, 2003
2003-2083-CofC
10/03

Committee of Conference Report on SB 134, an act relative to the regulation of real estate brokers by the real estate commission.

Recommendation:

That the Senate recede from its position of nonconcurrency with the House amendment, and concur with the House amendment, and

That the Senate and House adopt the following new amendment to the bill as amended by the House, and pass the bill as so amended:

Amend the bill by deleting section 9 and renumbering the original sections 10-12 to read as 9-11, respectively.

The signatures below attest to the authenticity of this Report on SB 134, an act relative to the regulation of real estate brokers by the real estate commission.

*Conferees on the Part
of the Senate*

Sen. Gallus, Dist. 1
 Sen. Roberge, Dist. 9
 Sen. Larsen, Dist. 15

*Conferees on the Part
of the House*

Rep. O'Neil, Rock. 85
 Rep. Zolla, Rock. 77
 Rep. P. LaFlamme, Hills. 61
 Rep. Fitzgerald, Belk. 30

Senator Gallus moved adoption.

Adopted.

June 10, 2003
2003-2045-CofC
08/09

Committee of Conference Report on SB 154, an act relative to landlord access to rental properties.

Recommendation:

That the Senate recede from its position of nonconcurrency with the House amendment, and concur with the House amendment, and

That the Senate and House each pass the bill as amended by the House.

The signatures below attest to the authenticity of this Report on SB 154, an act relative to landlord access to rental properties.

*Conferees on the Part
of the Senate*

Sen. Sapareto, Dist. 19
 Sen. Roberge, Dist. 9
 Sen. Larsen, Dist. 15

*Conferees on the Part
of the House*

Rep. Craig, Hills. 50
 Rep. Thomas, Belk 31
 Rep. Lasky, Hills. 65
 Rep. Mock, Carr. 4

Senator Sapareto moved adoption.

Adopted.

June 16, 2003
2003-2153-CofC
06/09

Committee of Conference Report on SB 155, an act establishing a commission to study issues relative to water withdrawals.

Recommendation:

That the Senate recede from its position of nonconcurrency with the House amendment, and concur with the House amendment, and

That the Senate and House adopt the following new amendment to the bill as amended by the House, and pass the bill as so amended:

Amend the bill by replacing section 1 with the following:

1 Commission Established. The general court recognizes that the waters of New Hampshire are a precious and invaluable resource upon which there is an ever increasing demand for existing, new, and competing uses. The general court further recognizes that an adequate supply of groundwater for domestic, agricultural, industrial, and recreational uses and for fish and wildlife is essential to the health, safety, and welfare of the people of New Hampshire. Therefore, there is hereby established a commission to study ways to clarify the hierarchy of water uses while considering existing private property rights, to bring a balanced approach to water use among residential, public water supply, industrial, commercial, agricultural, recreational and other water users, and to review the current process by which all such new water users may reasonably and efficiently use state water resources, including consideration of potential regional impacts and local water management issues, in order to best protect and preserve an adequate supply of water for the state.

Amend the bill by replacing section 5 with the following:

5 Report. The commission shall make an interim report of its findings and any recommendations for proposed legislation to the senate president, the speaker of the house of representatives, the senate clerk, the house clerk, the governor, and the state library on or before November 1, 2003. The commission shall make a final report of its findings and any recommendations for proposed legislation to the senate president, the speaker of the house of representatives, the senate clerk, the house clerk, the governor, and the state library on or before November 30, 2004.

The signatures below attest to the authenticity of this Report on SB 155, an act establishing a commission to study issues relative to water withdrawals.

*Conferees on the Part
of the Senate*

Sen. Johnson, Dist. 2
Sen. Prescott, Dist. 23
Sen. Below, Dist. 5

*Conferees on the Part
of the House*

Rep. R. Cooney, Rock. 76
Rep. J. Rausch, Rock. 77
Rep. C. LaFlamme, Hills. 50
Rep. Spang, Straf. 72

Senator Johnson moved adoption.

SENATOR MARTEL: Thank you very much Mr. President. I would like to thank the people who worked on this Committee of Conference for bringing forward a very good report. The people of Litchfield who have been very, very concerned about this issue of water withdrawals and also the people from across the state, over the last year, have really been looking at these industries or even companies that just want to dry up our streams as they call them, in order to make big profits and sell the water elsewhere. I think that this Commission will begin to look at that and maybe we can resolve that issue. I thank everybody and I urge everybody to vote yes on that. Thank you Mr. President.

Adopted.

June 10, 2003
2003-2046-CofC
01/10

Committee of Conference Report on SB 174, an act relative to scheduled permanent impairment awards and remedial care under workers' compensation.

Recommendation:

That the Senate recede from its position of nonconcurrence with the House amendment, and concur with the House amendment, and

That the Senate and House each pass the bill as amended by the House.

The signatures below attest to the authenticity of this Report on SB 174, an act relative to scheduled permanent impairment awards and remedial care under workers' compensation.

*Conferees on the Part
of the Senate*

Sen. Johnson, Dist. 2
 Sen. Flanders, Dist. 7
 Sen. Cohen, Dist. 24

*Conferees on the Part
of the House*

Rep. Bishop, Rock. 74
 Rep. P. Harrington, Hills. 60
 Rep. Slocum, Hills. 47
 Rep. Barood, Hills. 54

Senator Johnson moved adoption.

Adopted.

June 17, 2003
2003-2201-CofC
03/05

Committee of Conference Report on SB 212, an act requiring fiscal impact statements for interim administrative rules and prohibiting agencies from requiring by rule the submission of social security numbers.

Recommendation:

That the Senate recede from its position of nonconcurrence with the House amendment, and concur with the House amendment, and

That the Senate and House each pass the bill as amended by the House.

The signatures below attest to the authenticity of this Report on SB 212, an act requiring fiscal impact statements for interim administrative rules and prohibiting agencies from requiring by rule the submission of social security numbers.

*Conferees on the Part
of the Senate*

Sen. Prescott, Dist. 23
 Sen. Gatsas, Dist. 16
 Sen. Below, Dist. 15

*Conferees on the Part
of the House*

Rep. O'Neil, Rock. 85
 Rep. Hamel, Rock. 79
 Rep. N. Allan, Hills. 63
 Rep. Pilotte, Hills. 55

Senator Prescott moved adoption.

Adopted.

June 12, 2003
2003-2076-CofC
03/09

Committee of Conference Report on SB 223-FN-A, an act relative to fees for copies of motor vehicle records and relative to the fire standards and training and emergency medical services fund.

Recommendation:

That the Senate recede from its position of nonconcurrency with the House amendment, and

That the Senate and House each pass the bill as amended by the House.

The signatures below attest to the authenticity of this Report on SB 223-FN-A, an act relative to fees for copies of motor vehicle records and relative to the fire standards and training and emergency medical services fund.

*Conferees on the Part
of the Senate*

Sen. Flanders, Dist. 7

Sen. Clegg, Dist. 14

Sen. Foster, Dist. 13

*Conferees on the Part
of the House*

Rep. J. Gilbert, Rock. 83

Rep. Hughes, Rock. 88

Rep. C. Hamm, Merr. 34

Rep. King, Coos 1

Senator Flanders moved adoption.

Adopted.

June 17, 2003

2003-2190-CofC

08/01

Committee of Conference Report on SB 227, an act relative to the board of occupational therapy, the board of respiratory care practice, the board of speech-language therapists, the board of athletic trainers practice, the board of physical therapy practice, and the board of directors of the office of licensed allied health professionals, and relative to the board of podiatry.

Recommendation:

That the Senate recede from its position of nonconcurrency with the House amendment, and concur with the House amendment, and

That the Senate and House each pass the bill as amended by the House.

The signatures below attest to the authenticity of this Report on SB 227, an act relative to the board of occupational therapy, the board of respiratory care practice, the board of speech-language therapists, the board of athletic trainers practice, the board of physical therapy practice, and the board of directors of the office of licensed allied health professionals, and relative to the board of podiatry.

*Conferees on the Part
of the Senate*

Sen. Prescott, Dist. 23

Sen. Kenney, Dist. 3

Sen. Cohen, Dist. 24

*Conferees on the Part
of the House*

Rep. O'Neil, Rock. 85

Rep. Bergin, Hills. 47

Rep. Fitzgerald, Belk. 30

Rep. F. Sullivan, Hills. 52

Senator Prescott moved adoption.

Adopted.

June 16, 2003

2003-2150-CofC

04/05

Committee of Conference Report on SB 229, an act making reference changes to the school building aid statutes.

Recommendation:

That the Senate recede from its position of nonconcurrency with the House amendment, and concur with the House amendment, and

That the Senate and House each pass the bill as amended by the House.

The signatures below attest to the authenticity of this Report on SB 229, an act making references to the school building aid statutes.

*Conferees on the Part
of the Senate*

Sen. Johnson, Dist. 2
Sen. O'Hearn, Dist. 12
Sen. Larsen, Dist. 15

*Conferees on the Part
of the House*

Rep. S. L'Heureux, Merr. 37
Rep. Alger, Graf. 14
Rep. Colcord, Merr. 34
Rep. C. Clarke, Merr. 35

Senator Johnson moved adoption.

Adopted.

MOTION TO AMEND THE SENATE RULES

Senator Clegg moved that the rules of the Senate be amended to read as follows:

Rule 18

b) Every Senate bill and joint resolution **in the first year session**, except the general appropriations (budget) bill or the capital budget bill, must be signed off in Legislative Services by 3:00 p.m., on Friday, January 24, 2003. The last day to act in the first year session on all Senate bills in the first body is April 10, 2003.

Rule 18

(c) Filing period for legislation to be acted on in the second half of the biennium, beginning January 2004, will commence on Monday, October 20, 2003. The office of Legislative Services shall not draft a Senate bill or Joint Resolution, unless a request by a member for drafting with complete information has been received not later than 3:00 p.m., Friday, November 14, 2003. Last day to sign-off legislation for the January 2004 session shall be Friday, December 19, 2003 at 3:00 p.m. **The last day to act on all Senate Bills in the first body is March 11, 2004.**

Rule 24

A hearing shall be held upon each bill referred to a committee, and notice of such hearing shall be advertised at least 4 days before hearing in the Senate Calendar. The Senate Calendar shall be available on the Internet for viewing as soon as it has been released for printing.

(a) All bills in the possession of committees shall be reported out with one of the following recommendations: ought to pass, ought to pass with amendment, rerefer to committee, inexpedient to legislate, or refer for interim study. **Rerefer to committee shall be a committee report only in the first-year session. All rereferred bills shall be acted on by the third legislative day of the second year session. Refer for interim study shall be a committee report only in the second year session.**

(b) Any legislation creating a chapter study committee shall have membership limited to members of the General Court.

(c) **The last day to act on all House Bills in the second year session is May 13, 2004.**

SENATOR SAPARETO: Thank you Mr. President. Senator Clegg, what is the current date? May 13, 2004? What is the current date right now?

SENATOR CLEGG: I am not sure that I understand your question.

SENATOR SAPARETO: Well the last day to act on House Bills, is it typically also around the 13th or when is it?

SENATOR CLEGG: Last year we did it May 13th so that we were out by the end of May. The second year of the session they always try to get done a little earlier then the first year.

SENATOR SAPARETO: Okay. Thank you.

SENATOR LARSEN: We saw these rules this morning and through our initial reaction, had no problems. I would only rise to point out that perhaps as we look at this, we may want to amend it somewhat in that the March 11, last day to act on all Senate Bills, does not coincide with anyone's school vacation for those that have children. It will not coincide with the February break that we traditionally have, which allows for our staff and our families to take a break with their children. As someone who just graduated their last child out of school, the school calendar no longer affects me, but I think that it may affect others, and I would hope that we would have that discussion as we approach and perhaps make sure that that works for most members.

Adopted by the necessary 2/3 votes.

REPORT OF COMMITTEE ON ENROLLED BILLS

The Committee on Enrolled Bills has examined and found correctly Enrolled the following entitled House and/or Senate Bill(s):

HB 112-FN, establishing a point system for the annual moose permit lottery.

HB 178, relative to detention for violations of protective orders.

HB 205, relative to the use of criminal records and reports.

HB 210-FN-A, relative to passenger tramway registration fees and relative to carnival or amusement ride fees.

HB 245, relative to child custody decisions.

HB 259, relative to the regulation of gift certificates under the consumer protection act and establishing a study committee relative to the regulation of gift certificates.

HB 281-FN, exempting automatic irrigation system installers from licensure by the electrician's board.

HB 295, relative to information filed with the regional planning commissions.

HB 296, relative to settlement agreements in medical malpractice suits.

HB 302-FN, relative to the funding and use of the retirement system special account.

HB 393, extending the reporting date for the commission to study the relationship between public health and the environment.

HB 447, limiting retroactive child support awards under the uniform act on paternity.

HB 486, relative to access to child support enforcement records.

HB 568-L, relative to legal residency for the purpose of public school education.

HB 674-FN, relative to notification requirements under the Child Protection Act.

HB 724-FN-L, extending the effective date of the Skyhaven airport transfer plan and the period for completing work under the wetlands permit.

HB 737-FN-A, relative to the state conservation committee.

HB 810-FN-A, relative to processing excavating and dredging and terrain alteration permits, changing the fees for permits, establishing 2 new positions, and making an appropriation therefor.

SB 16-FN, establishing the governor's incentive and reward program.

SB 21, relative to health insurance riders.

SB 46-FN, repealing the meat inspection account and the poultry inspection account.

SB 58-FN-A, relative to the net operating loss under the business profits tax.

SB 73, establishing a committee to study establishing enterprise zones in economically deprived or challenged communities, and relative to the Black Brook Corporate Park Tax Increment Financing District.

SB 76, relative to the process for nonrenewal of teacher contracts.

SB 77, relative to town charter provisions for bond votes using official ballot voting procedures, relative to the 2003 apportionment of county taxes in Coos county, and ratifying the Hampton Beach village district annual meeting.

SB 80, relative to vocational education and the automotive technology curriculum.

SB 85-FN, making certain revisions to the special education laws.

SB 86-FN, relative to disclosure of information about child fatalities resulting from abuse and neglect; relative to accreditation of the department of health and human services by the Council on Accreditation for Children and Family Services; and extending the reporting date for the pilot project relative to abuse and neglect hearings in Grafton county court.

SB 90-FN, increasing the cap for relocation assistance for businesses in eminent domain proceedings.

SB 110, relative to small group health insurance coverage and relative to health plan loss information.

SB 119, relative to medical and hospital liability insurance.

SB 136, relative to liability for hazardous materials accidents.

SB 149-FN, establishing criminal penalties for the use of a credit card scanning device or reencoder to defraud.

SB 152, relative to health insurance coverage for prosthetic devices.

SB 161, relative to procedures in eminent domain proceedings.

SB 162, establishing a committee to study water resources.

SB 184, relative to reinsurance and relative to the unclaimed property of a demutualized insurance company.

Senator D'Allesandro moved adoption.

Adopted.

HOUSE MESSAGE

The House of Representatives has adopted the recommendation of the Committee of Conference to which was referred the following entitled House Bill:

HB 1-A, making appropriations for the expenses of certain departments of the state for fiscal years ending June 30, 2004, and June 30, 2005.

HB 2-FN-A, relative to state fees, funds, revenues, and expenditures.

HB 25-FN-A, making appropriations for capital improvements.

HB 79, relative to the regulation of the installation and servicing of fire suppression systems.

HB 81-FN-A, amending the effective date of HB 694-FN of the 2003 legislative session.

HB 135-FN-L, relative to charter schools.

HB 139, relative to the collection and reporting of school drop-out, suspension, and expulsion data and relative to the deadlines for submitting certain reports to the department of education.

HB 173, making technical corrections relative to the exception from the meals and rooms tax for gratuities.

HB 175, relative to membership of attorneys in the New Hampshire Bar Association and lobbying by the Bar Association.

HB 185, relative to pretermitted heirs.

HB 195, prohibiting all part-time district court judges and district court clerks from practicing law in the district courts.

HB 198, relative to the police powers of law enforcement officers called to respond to incidents in other jurisdictions.

HB 204, relative to venue in juvenile proceedings.

HB 242, relative to the number of members on, and quorum necessary for, the assessing standards board.

HB 248, requiring the disclosure of information to victims in juvenile delinquency cases.

HB 261, relative to lucky 7 licenses.

HB 262, relative to operators of bingo and games of chance.

HB 287, establishing a professional malpractice claims study commission.

HB 288-FN, imposing a criminal penalty for the dissemination of certain materials without consent.

HB 303, relative to life, accident, and health technicals and relative to minimum standards for claim review.

HB 310, establishing a commission to study child support and related child custody issues.

HB 316-FN, relative to insurance coverage for anesthesia for child dental care.

HB 323, relative to the task force on family law.

HB 332-FN, relative to the use of prerecorded telephone messages by candidates and political committees.

HB 336, relative to the development and adoption of the school administrative unit budget.

HB 357-FN, relative to child support insurance settlement intercept.

HB 361-L, permitting municipalities to form regional water districts.

HB 387-FN, allowing free day-use admission to the state park system for certain active and retired members of the New Hampshire national guard.

HB 389, relative to victim impact statements.

HB 415, raising the age of the speedy trial requirement from 13 years of age to 16 years of age in sexual assault cases involving minors and relative to the exclusive authority of the state over the regulation of firearms, ammunition, and components thereof.

HB 420, relative to state-owned trails and parking lots in the town of Windham.

HB 461, establishing a commission to study financial exploitation of the elderly and persons with disabilities.

HB 470, relative to health insurance providers.

HB 481, establishing a committee to study the pricing of milk products.

HB 509, relative to access to motor vehicle records.

HB 543, relative to increasing the membership of the board of accountancy and relative to appeals of board decisions.

HB 546, relative to uniform prescription drug information cards.

HB 558, relative to financial reports on bingo and lucky 7 operations.

HB 577-FN-A-L, relative to implementing the Help America Vote Act of 2002 and relative to use of government property for electioneering.

HB 590-FN, relative to highway fund budget reporting requirements.

HB 606, establishing a right-to-know study commission and relative to meetings open to the public.

HB 608-FN-L, reducing the education property tax rate and relative to the calculation of adequate education grants.

HB 615-FN, relative to the requirements for registration of sexual offenders.

HB 619-FN-A, expanding opportunities for dropout prevention and dropout recovery.

HB 621-FN-A-L, extending the Parents as Teachers program in Sullivan county and making an appropriation therefor.

HB 627-FN, relative to domicile for voting purposes, penalties for voter fraud, and access to preserved ballots.

HB 654-FN, relative to criminal liability for the destruction or disconnection of a smoke detector by a tenant in a rental dwelling.

HB 663-FN-A-L, relative to county and state funding of long-term care medicaid programs and relative to transferring state information technology management to the governor's office of information technology.

HB 669-FN, relative to dental insurance benefits and eligibility for medical benefits for retired state employees.

HB 670-FN, establishing a procedure for release by a state agency of statistical information for research purposes and relative to health care data.

HB 671-FN-A, establishing a contributory defined benefit judicial retirement plan.

HB 680-FN, establishing a committee to study service contracts and relative to prepaid legal services contracts.

HB 702-FN, relative to payment of medical benefits costs for disabled group II members of the retirement system.

HB 705, establishing a committee to study the application of the communications services tax and continuing the property tax exemption for wooden poles and conduits.

HB 709-FN, relative to nursing homes and other residential care facilities in receivership.

HB 718-FN, relative to judicial proceedings for crimes committed by a minor which are not charged until after the minor reaches the age of majority and relative to the statute of limitations in cases involving destruction or falsification of evidence, witness tampering, or other unlawful conduct.

HB 733-FN, relative to drivers' licenses held by members of the national guard or military reserve.

HB 751-FN-L, implementing an alternative school building aid grant formula, establishing size and cost standards for the construction of new school facilities, and permitting high school vocational technical education programs which lease space to be eligible for school building aid grants.

HB 768, establishing a committee to study the flow in the Connecticut River and the effect of the flow on water levels in Lake Francis and the Connecticut Lakes.

HB 773, establishing a committee to study a tuition tax credit program.

HB 796-FN-L, relative to the taxation of manufactured housing and relative to notice required prior to the sale of a recreational campground.

HB 798, relative to gifts by fiduciaries.

HB 811, relative to limiting the liability of manufacturers, distributors, dealers, or importers of firearms or ammunition for damages resulting from misuse.

HB 817, relative to the regulation of first and second mortgage brokers and mortgage servicers.

RESOLUTION

Senator Clegg moved that the Senate now adjourn from the early session, that the business of the late session be in order at the present time.

Adopted.

LATE SESSION ANNOUNCEMENTS

SENATOR EATON (RULE #44): I just want to take just a minute and this will be one of our last sessions that we meet here. First of all, I would like to thank the press. They are here all of the time and waiting for us and to hear what we have to say. Tom has been gone all of this time and has come back to get all of the praise, I love it. And the people that do the work here, long after we leave. We go home, but the lights stay on here real late. I would really like to thank Tammy, Brenda, Ann and Ed, that keep this place going. And our Clerk, Steve Winter who has...keeps all of the operations running around here. I also appreciate that too, thank you. Then I would like to thank all of the staff, the aides,

the secretaries, the executive secretaries, because they are the unsung heroes. They're the people that make us look good. I especially, on my part, would like to thank the third floor staff that really made my life easier over these past several months. I know Nancy Nolin as the receptionist and Kristy Stuart and Chris Williams, when things were quiet, all of a sudden they would get something going and everybody would be laughing, whether it was dumb stories like Jack had to read or whatever they were. Our executive secretaries, Donna Morin and Susan Duncan, just go way beyond what people have to do. Susan, I don't get to see you as much anymore, but she helped my life so much the past two years. Bob couldn't find his desk if it wasn't for Donna. Deb Bradley who has been our Communications Director, she has always been around. Every time that you need something, you need words, anything done, she has always been readily available, and Carol Paling has done special projects and I do appreciate that so much. Jay Flanders, my Policy Advisor. Jay, you are there as many hours as anybody in this place, and that is much appreciated. Amy, I couldn't operate without my Chief-of-Staff, Amy. I am so lucky to have inherited her. She is there early in the morning, late at night. She yanks me on the ear, just like she did a short while ago to make me stay on track and with great spirit and a great smile as she does that. As I have been walking around the State House, she will not tell us what the baby's name is. So I will look at the portraits and come up with one of the names on the portraits. So today it is Baby Ezra. I just wish her such great luck in the next couple of weeks, because it is going to happen whether she wants it to or not. Then to all of the Senators here, all of your courtesies. Thank you. You people are devoted and dedicated and you work selflessly and tirelessly for the people of New Hampshire. The sacrifices that you make, nobody knows. Thank you all very, very much.

SENATOR BARNES: I have a question if I may? When do you think that we might be back here if there is a veto?

SENATOR EATON (In the Chair): That is my note right here. We will meet Monday at 10:30. We will have an Override Day on Monday at 10:30.

SENATOR BARNES: If there is more than one veto, there are already vetoes?

SENATOR EATON (In the Chair): There will probably be several overrides Monday.

SENATOR BARNES: So we will be here at 10:30 on Monday?

SENATOR EATON (In the Chair): That is correct. The House will be meeting at 10 so that they can get started before we do.

SENATOR D'ALLESANDRO (Rule #44): Mr. President, I want to say thank you for the great leadership this session and thank the members of Ways and Means Committee who did a great job in terms of delivering the goods with the numbers. My appreciation to Chairman Green and to all of the other Chairmen who worked so diligently. Tough session, but one that I think brought us together as a group. We came up with a product that we can all be proud of, and we can move forward on behalf of the people of the state of New Hampshire. So thank you very much. We appreciate it.

SENATOR EATON (In the Chair): Thank you. No one does it alone and thank you for that.

RESOLUTION

Senator Clegg moved that the Senate recess to the Call of the Chair for the sole purpose of receiving messages and processing Enrolled Bill Reports and Amendments, and that when we adjourn, we adjourn to the Call of the Chair.

Adopted.

In recess to the Call of the Chair.

Out of recess.

REPORT OF COMMITTEE ON ENROLLED BILLS

The Committee on Enrolled Bills has examined and found correctly Enrolled the following entitled House and/or Senate Bill(s):

HB 1, making appropriations for the expenses of certain departments of the state for fiscal years ending June 30, 2004, and June 30, 2005.

Senator D'Allesandro moved adoption.

Adopted.

In recess.

Out of Recess.

REPORT OF COMMITTEE ON ENROLLED BILLS

The Committee on Enrolled Bills has examined and found correctly Enrolled the following entitled House and/or Senate Bill(s):

SB 47-FN, relative to refunds for tolls paid on account of shrinkage or loss by evaporation of motor fuel, relative to a transfer of funds to the highway fund, and relative to oil import and underground storage facility fees.

Senator Clegg moved adoption.

Adopted.

June 25, 2003

2003-2276-EBA

09/01

Enrolled Bill Amendment to HB 2-FN-A

The Committee on Enrolled Bills to which was referred HB 2-FN-A AN ACT relative to state fees, funds, revenues, and expenditures.

Having considered the same, report the same with the following amendment, and the recommendation that the bill as amended ought to pass.

FOR THE COMMITTEE**Explanation to Enrolled Bill Amendment to HB 2-FN-A**

This enrolled bill amendment makes technical corrections and reference changes, provides for a contingency if HB 663-FN-A-LOCAL of 2003 legislative session becomes law; and deletes the repeal of 2 RSA paragraphs in section 131 of the bill which are also deleted in section 120 of the bill.

Enrolled Bill Amendment to HB 2-FN-A

Amend RSA 188-D:18-a as inserted by section 3 of the bill by replacing line 6 with the following:

programs at the regional community-technical institute and colleges. To address this

Amend RSA 188-D:18-e, II-b as inserted by section 5 of the bill by replacing line 1 with the following:

II-b. Licensed nursing assistants and medication nursing assistants shall be eligible to apply

Amend RSA 162-L:11, V as inserted by section 13 of the bill by replacing line 1 with the following:

V. "Federal act" means Title I of the Housing and Community Development Act of 1974, as amended,

Amend RSA 162-L:15, II as inserted by section 13 of the bill by replacing line 1 with the following:

II. The committee shall consist of 10 voting members as follows:

Amend RSA 162-L:18, I(b) as inserted by section 13 of the bill by replacing line 1 with the following:

(b) Limit the availability of payments under this subdivision under such conditions as the

Amend RSA 162-N:2 as inserted by section 47 of the bill by replacing line 2 with the following:

state jobs grant fund. The state jobs grant fund shall be administered by the commissioner and

Amend RSA 162-N:3, II(a) as inserted by section 47 of the bill by replacing line 1 with the following:

(a) Up to \$1,000 per job created at a wage which is at least 1 ¾

Amend RSA 162-N:3, II(f) as inserted by section 47 of the bill by replacing line 2 with the following:

more above the 2003 minimum wage.

Amend RSA 162-N:3, IV as inserted by section 47 of the bill by replacing line 3 with the following:

jobs grant fund on a pro-rated share basis for the amount of the 5-year period when the job does not

Amend RSA 290:1 as inserted by section 66 of the bill by replacing line 6 with the following:

provided in RSA 5-C:7. The cause or causes of death shall be printed or typed on all records required

Amend RSA 126:24-e, I as inserted by section 77 of the bill by replacing line 2 with the following:

attached, pursuant to RSA 21-G:10, to the department to review requests for vital records

Amend section 105 of the bill by replacing line 1 with the following:

105 Department of Safety; Fire Standards and Training Commission.

Amend RSA 21-P:26, I to

Amend RSA 21-P:36, II as inserted by section 108 of the bill by replacing line 7 with the following:

as provided for personnel of other state agencies. With the approval of the ~~[director]~~ **assistant commissioner**, the

Amend RSA 21-P:48, I(h) as inserted by section 113 of the bill by replacing it with the following:

(h) The director of the governor's ~~[energy]~~ office **of state planning and energy programs**.

Amend the bill by replacing section 131 with the following:

131 Repeal. The following are repealed:

I. RSA 21-P:12, V, relative to oversight of the office of emergency management by the state fire marshal.

II. RSA 21-P:35, II, relative to the coordinator of emergency management.

III. RSA 21-P:37, V, relative to the delegation of administrative authority to the coordinator of emergency management.

IV. RSA 106-H:4, relative to the administrative attachment of the bureau of emergency communications to the office of the commissioner of the department of administrative services.

V. RSA 106-H:7, relative to rulemaking authority of the bureau of emergency communications.

Amend section 157 of the bill by replacing lines 2-3 with the following: any other act of the 2003 legislative session, then section 156 of this act shall take effect. If RSA 4-D is not enacted by HB 663-FN-A or by any other act of the 2003 legislative session, then section 156 of

Amend the bill by replacing all after section 174 with the following:

175 Appointment Change. RSA 5-C:24, I(h) is repealed and reenacted to read as follows:

(h) The chief information officer, office of information technology, or designee.

176 Contingency. If HB 663-FN-A-LOCAL of the 2003 session becomes law, then section 175 of this act shall take effect July 1, 2003 at 12:01 a.m. If HB 663-FN-A-LOCAL does not become law, then section 175 of this act shall not take effect.

177 Name Change. Amend RSA 216-J:2, I(g) to read as follows:

(g) The director of the office of state planning *and energy programs*, or designee.

178 Effective Date.

I. Sections 12, 25, 34, 134, 135, 171, and 174 of this act shall take effect June 30, 2003.

II. Sections 21 and 22 of this act shall take effect as provided in section 24 of this act.

III. Sections 31, 99-132, 133, 138-143, and 146-150 of this act shall take effect upon its passage.

IV. Sections 80-98, and 172 of this act shall take effect January 1, 2004.

V. Section 152 of this act shall take effect June 30, 2005.

VI. Section 156 of this act shall take effect as provided in section 157 of this act.

VII. Section 175 of this act shall take effect as provided in section 176 of this act.

VIII. The remainder of this act shall take effect July 1, 2003.

Senator Eaton moved adoption.

Adopted.

June 25, 2003

2003-2277-EBA

05/09

Enrolled Bill Amendment to HB 663-FN-A-LOCAL

The Committee on Enrolled Bills to which was referred HB 663-FN-A-LOCAL

AN ACT relative to county and state funding of long-term care medicaid programs and relative to transferring state information technology management to the governor's office of information technology.

Having considered the same, report the same with the following amendment, and the recommendation that the bill as amended ought to pass.

FOR THE COMMITTEE

**Explanation to Enrolled Bill Amendment to
HB 663-FN-A-LOCAL**

This bill makes technical corrections and inserts a contingency.

Enrolled Bill Amendment to HB 663-FN-A-LOCAL

Amend RSA 28-B:3, II as inserted by section 2 of the bill by replacing line 4 with the following:
services by the division for children, youth, and families, and the division of juvenile justice services,

Amend RSA 28-B:3, V as inserted by section 2 of the bill by replacing line 3 with the following:
under RSA 167-18-b, IV.

Amend section 9 of the bill by replacing line 1 with the following:
9 New Chapter; Nursing Facility Quality Assessment. Amend RSA by inserting after chapter 84-B

Amend RSA 151-E:14 as inserted by section 11 of the bill by replacing line 2 with the following:
facility trust fund for the receipts from the nursing facility quality assessment under RSA 84-C:3,

Amend RSA 21-J:31 as inserted by section 12 of the bill by replacing line 7 with the following:
RSA 77-E:8, RSA 83-C:6, RSA 83-E:5 [or], RSA 84-A:7, *or RSA 84-C:7*, or the failure to file was due to

Amend the bill by replacing all after section 24 with the following:
25 Contingency. If HB 2-FN-A of the 2003 legislative session becomes law, section 22 of this act shall not take effect. If HB 2-FN-A does not become law, section 22 of this act shall take effect on July 1, 2003.

26 Effective Date.

I. Section 8 of this act shall take effect June 30, 2003.

II. Paragraph I of section 17 of this act shall take effect as provided in section 18 of this act.

III. Section 22 of this act shall take effect as provided in section 25 of this act.

IV. The remainder of this act shall take effect July 1, 2003.

Senator Eaton moved adoption.

Adopted.

**June 13, 2003
2003-2105-EBA
05/10**

Enrolled Bill Amendment to HB 646-FN

The Committee on Enrolled Bills to which was referred HB 646-FN
AN ACT relative to liquor licenses and fees.

Having considered the same, report the same with the following amendment, and the recommendation that the bill as amended ought to pass.

FOR THE COMMITTEE

Explanation to Enrolled Bill Amendment to HB 646-FN

This enrolled bill amendment makes technical corrections and incorporates an amendment to an RSA section made by 2003, 61 (SB 66).

Enrolled Bill Amendment to HB 646-FN

Amend RSA 78-A:3, X(c)(7) as inserted by section 1 of the bill by replacing it with the following:

(7) Meals prepared and sold by nonprofit organizations other than educational institutions. However, if the nonprofit organization is required to have a license issued by the liquor commission other than licenses issued pursuant to RSA ~~[178:20, V(h)]~~ **178:22, V(l)** for 3 or fewer days per year, the meals are taxable meals;

Amend RSA 178:12, V as inserted by section 13 of the bill by replacing line 1 with the following:

V. Beverage manufacturers shall pay a fee as required by RSA 178:26 for each gallon of

Amend RSA 178:13, II as inserted by section 13 of the bill by replacing line 4 with the following:

beverage and liquor as permitted by RSA 178:21, II(a)(l) and RSA 178:22, V(q).

Amend RSA 178:22, V(h)(1) as inserted by section 13 of the bill by replacing line 11 with the following:
,V(h)(9)(B)-(C), and V(h)(10)-(12).

Amend RSA 178:22, V(n)(2) as inserted by section 13 of the bill by replacing line 3 with the following:
the cocktail lounge definition of RSA 175:1, XXIII and requirements under RSA 178:22, V(n)(1) to sell

Amend the bill by replacing section 57 with the following:
57 Effective Date.

I. Section 1 of this bill shall take effect July 1, 2003, at 12:01 a.m.

II. Section 54 of this act shall take effect upon its passage.

III. The remainder of this act shall take effect July 1, 2003.

Senator Eaton moved adoption.

Adopted.

June 20, 2003
2003-2271-EBA
03/09

Enrolled Bill Amendment to HB 105

The Committee on Enrolled Bills to which was referred HB 105

AN ACT relative to sexual assaults committed by corrections officers, probation and parole officers, and juvenile probation and parole officers against individuals under their supervision, making a technical correction, and permitting the court to prohibit visitation between a parent convicted of sexual abuse or sexual assault against a minor child or stepchild and a sibling or step-sibling of the victim.

Having considered the same, report the same with the following amendment, and the recommendation that the bill as amended ought to pass.

FOR THE COMMITTEE

Explanation to Enrolled Bill Amendment to HB 105

This enrolled bill amendment inserts a new section reconciling the amendments to RSA 632-A:4 contained in this bill and in HB 278-FN of the 2003 session; this new section is contingent on HB 278-FN becoming law. This enrolled bill amendment also deletes a contingency that is no longer necessary and makes a typographical correction.

Enrolled Bill Amendment to HB 105

Amend the bill by replacing section 7 with the following:

7 Contingency. If HB 278-FN of the 2003 regular legislative session becomes law, section 9 of this act shall take effect January 1, 2004 at 12:01 a.m. If HB 278-FN of the 2003 regular legislative session does not become law, section 9 of this act shall not take effect.

Amend RSA 458:17, IV-a as inserted by section 8 of the bill by replacing line 6 with the following:

XXVII-a, and "sexual assault" shall mean sexual assault as provided in RSA 632-A:2, RSA 632-A:3,

Amend the bill by replacing all after section 8 with the following:

9 Sexual Assault and Related Offenses; Sexual Assault. RSA 632-A:4 is repealed and reenacted to read as follows:

632-A:4 Sexual Assault.

I. A person is guilty of a class A misdemeanor under any of the following circumstances:

(a) When the actor subjects another person who is 13 years of age or older to sexual contact under any of the circumstances named in RSA 632-A:2.

(b) In the absence of any of the circumstances set forth in RSA 632-A:2, when the actor engages in sexual penetration with a person, other than the actor's legal spouse, who is 13 years of age or older and under 16 years of age where the age difference between the actor and the other person is 4 years or less.

II. A person found guilty under subparagraph I(b) of this section shall not be required to register as a sexual offender under RSA 651-B.

III. A person is guilty of a misdemeanor if such person engages in sexual contact or sexual penetration with another person when the actor is in a position of authority over the person under any of the following circumstances:

(a) When the actor has direct supervisory or disciplinary authority over the victim by virtue of the victim being incarcerated in a correctional institution, the secure psychiatric unit, or juvenile detention facility where the actor is employed; or

(b) When the actor is a probation or parole officer or a juvenile probation and parole officer who has direct supervisory or disciplinary authority over the victim while the victim is on parole or probation or under juvenile probation.

Consent of the victim under any of the circumstances set forth in paragraph III shall not be considered a defense.

10 Effective Date.

I. Section 9 of this act shall take effect as provided in section 7 of this act.

II. Sections 7 and 8 of this act shall take effect upon its passage.

III. Section 6 of this act shall take effect January 1, 2004 at 12:01 a.m.

IV. The remainder of this act shall take effect January 1, 2004.

Senator Eaton moved adoption.

Adopted.

June 20, 2003
2003-2268-EBA
06/01

Enrolled Bill Amendment to HB 521

The Committee on Enrolled Bills to which was referred HB 521

AN ACT relative to requiring treatment for persons convicted of DWI offenses.

Having considered the same, report the same with the following amendment, and the recommendation that the bill as amended ought to pass.

FOR THE COMMITTEE

Explanation to Enrolled Bill Amendment to HB 521

This enrolled bill amendment makes a grammatical correction.

Enrolled Bill Amendment to HB 521

Amend RSA 263:65-a, V as inserted by section 8 of the bill by replacing line 1 with the following:

V. A person shall be presumed to have furnished proof of successful completion of an impaired

Amend RSA 265:82-b, IV(d) as inserted by section 9 of the bill by replacing line 1 with the following:

(d) A person shall be presumed to have furnished proof of successful completion of an

Senator Eaton moved adoption.

Adopted.

June 18, 2003
2003-2256-EBA
06/09

Enrolled Bill Amendment to HB 598-FN-A

The Committee on Enrolled Bills to which was referred HB 598-FN-A

AN ACT relative to the agriculture nutrient management program and making an appropriation therefor.

Having considered the same, report the same with the following amendment, and the recommendation that the bill as amended ought to pass.

FOR THE COMMITTEE

Explanation to Enrolled Bill Amendment to HB 598-FN-A

This enrolled bill amendment makes technical corrections.

Enrolled Bill Amendment to HB 598-FN-A

Amend the title of the bill by replacing it with the following:

AN ACT relative to the agricultural nutrient management program and making an appropriation therefor.

Amend section 1 of the bill by replacing line 1 with the following:

1 Appropriation.

Senator Eaton moved adoption.

Adopted.

June 18, 2003
2003-2248-EBA
08/01

Enrolled Bill Amendment to HB 633-FN

The Committee on Enrolled Bills to which was referred HB 633-FN
AN ACT establishing the interstate compact for adult offender supervision.

Having considered the same, report the same with the following amendment, and the recommendation that the bill as amended ought to pass.

FOR THE COMMITTEE

Explanation to Enrolled Bill Amendment to HB 633-FN

This enrolled bill amendment makes technical corrections.

Enrolled Bill Amendment to HB 633-FN

Amend RSA 651-A:26, II as inserted by section 1 of the bill by replacing line 1 with the following:

II. "Bylaws" mean those bylaws established by the interstate commission for its

Amend RSA 651-A:27, III as inserted by section 1 of the bill by replacing line 6 with the following:

The interstate commission may provide in its bylaws for such additional, exofficio, non-voting

Amend RSA 651-A:27, IV as inserted by section 1 of the bill by replacing line 3 with the following:

transaction of business, unless a larger quorum is required by the bylaws of the interstate

Amend RSA 651-A:27, VI as inserted by section 1 of the bill by replacing lines 7 and 8 with the following:

provisions of the compact, its bylaws and as directed by the interstate commission and performs other duties as directed by the commission or set forth in the bylaws.

Amend RSA 651-A:28, III as inserted by section 1 of the bill by replacing line 2 with the following:

terms of this compact and any bylaws adopted and rules adopted by the compact commission.

Amend RSA 651-A:28, IV as inserted by section 1 of the bill by replacing line 2 with the following:

bylaws, using all necessary and proper means, including but not limited to, the use of judicial

Amend RSA 651-A:29, II as inserted by section 1 of the bill by replacing line 1 with the following:

II. Establishing an executive committee and such other committees as may be necessary;

Amend RSA 651-A:29, VI as inserted by section 1 of the bill by replacing line 4 with the following:

programs of the interstate commission;

Amend RSA 651-A:29, VIII as inserted by section 1 of the bill by replacing line 1 with the following:

VIII. Providing transition rules for start up administration of the compact; and

Amend RSA 651-A:31, V as inserted by section 1 of the bill by replacing line 1 with the following:

V. The interstate commission's bylaws shall establish conditions and procedures under

Amend RSA 651-A:33, V as inserted by section 1 of the bill by replacing line 1 with the following:

V. The interstate commission shall enact a law or adopt a rule providing for both mediation

Senator Eaton moved adoption.

Adopted.

June 20, 2003
2003-2272-EBA
03/10

Enrolled Bill Amendment to HB 677-FN

The Committee on Enrolled Bills to which was referred HB 677-FN

AN ACT increasing the number of reserved student slots in medical programs, establishing a reduction of medical indebtedness program for physicians who practice in underserved areas, and making an appropriation therefor.

Having considered the same, report the same with the following amendment, and the recommendation that the bill as amended ought to pass.

FOR THE COMMITTEE

Explanation to Enrolled Bill Amendment to HB 677-FN

This enrolled bill amendment inserts language to be removed from current law.

Enrolled Bill Amendment to HB 677-FN

Amend RSA 200-J:2, IV as inserted by section 3 of the bill by replacing line 2 with the following:

enrollment of not more than 5 students each for veterinary[, medical] and optometric school for each class year,

Senator Eaton moved adoption.

Adopted.

June 19, 2003
2003-2262-EBA
03/01

Enrolled Bill Amendment to HB 719-FN-A

The Committee on Enrolled Bills to which was referred HB 719-FN-A

AN ACT relative to the duties, function, and operation of the Pease development authority.

Having considered the same, report the same with the following amendment, and the recommendation that the bill as amended ought to pass.

FOR THE COMMITTEE

Explanation to Enrolled Bill Amendment to HB 719-FN-A

This enrolled bill amendment corrects a statutory section title to reflect the contents of the statute and makes typographical and grammatical corrections.

Enrolled Bill Amendment to HB 719-FN-A

Amend 2001, 290:1-a as inserted by section 1 of the bill by replacing line 1 with the following:

290:1-a Department of Resources and Economic Development Rules Relative to

Amend 2001, 290:1-a as inserted by section 1 of the bill by replacing line 4 with the following:

Hampton Harbor shall remain in effect until amended or superseded by rules of the Pease

Amend RSA 12-G:50-a, III(b) as inserted by section 16 of the bill by replacing line 3 with the following:

assistant harbor master to secure such vessel to such mooring; or

Amend RSA 12-G:52-b, I as inserted by section 16 of the bill by replacing line 3 with the following:

RSA 12-G:50-a or any rule adopted pursuant to this chapter. All reasonable charges for such

Amend RSA 12-G:52-b, V as inserted by section 16 of the bill by replacing line 6 with the following:

storage, and shall obtain release of the lien identified in paragraph I. Any money received by

Senator Eaton moved adoption.

Adopted.

June 11, 2003

2003-2070-EBA

05/09

Enrolled Bill Amendment to SB 23-FN

The Committee on Enrolled Bills to which was referred SB 23-FN

AN ACT allowing veterans the right to purchase credit in the retirement system for certain service in the armed forces.

Having considered the same, report the same with the following amendment, and the recommendation that the bill as amended ought to pass.

FOR THE COMMITTEE

Explanation to Enrolled Bill Amendment to SB 23-FN

This enrolled bill amendment makes a technical correction.

Enrolled Bill Amendment to SB 23-FN

Amend RSA 100-A:4, VI(c) as inserted by section 1 of the bill by replacing line 2 with the following:

creditable service for the purpose of determining service retirement eligibility or for the purpose of

Senator Eaton moved adoption.

Adopted.

June 19, 2003

2003-2263-EBA

03/09

Enrolled Bill Amendment to SB 69-FN-A

The Committee on Enrolled Bills to which was referred SB 69-FN-A

AN ACT combining the career incentive program and the nursing leveraged scholarship loan program within the department of postsecondary education, and establishing a workforce incentive program within the department of postsecondary education, and making an appropriation therefor.

Having considered the same, report the same with the following amendment, and the recommendation that the bill as amended ought to pass.

FOR THE COMMITTEE

Explanation to Enrolled Bill Amendment to SB 69-FN-A

This enrolled bill amendment makes a technical correction.

Enrolled Bill Amendment to SB 69-FN-A

Amend RSA 188-D:18-h, VII(b) as inserted by section 1 of the bill by replacing line 1 with the following:

(b) Serving on active duty as a member of the armed services of the United States, or

Senator Eaton moved adoption.

Adopted.

June 20, 2003

2003-2273-EBA

05/09

Enrolled Bill Amendment to SB 130-FN-LOCAL

The Committee on Enrolled Bills to which was referred SB 130-FN-LOCAL

AN ACT relative to county departments of corrections.

Having considered the same, report the same with the following amendment, and the recommendation that the bill as amended ought to pass.

FOR THE COMMITTEE

Explanation to Enrolled Bill Amendment to SB 130-FN-LOCAL

This enrolled bill amendment makes technical corrections, amends RSA 30-B:15 as inserted by section 3 of the bill to include changes made by 2003, 96 and amends RSA 623:1, I as inserted by section 8 of the bill to include changes made by 2003, 32.

Enrolled Bill Amendment to SB 130-FN-LOCAL

Amend RSA 30-B:4, I-b(b) as inserted by section 1 of the bill by replacing line 1 with the following:

(b) Exercise general supervisory authority over all department employees,

Amend RSA 30-B:15 as inserted by section 3 of the bill by replacing it with the following:

30-B:15 Place of Commitment; Expense of Protective Custody.

I. Any person committed to a county correctional facility for any offense shall be committed to a county correctional facility in the county in which the offense is committed.

II. The expense of lodging persons in a county correctional facility under the protective custody of a peace officer under RSA 172:15 or RSA 172-B:3 shall be a charge upon the county.

Amend RSA 504-A:5 as inserted by section 5 of the bill by replacing line 2 with the following:

of RSA 504-A:4 or RSA 651-A:25 shall be detained at the county jail closest to the location where he *or she*

Amend RSA 623:1, I as inserted by section 8 of the bill by replacing it with the following:

I. Any person confined in a county department of corrections facility, state prison or other place of detention may, under necessary precautions, be taken by some regular or specially authorized officer from

such place of detention to a medical facility for the purpose of receiving medical examination or treatment upon recommendation of a physician, *a physician's assistant*, or an advanced registered nurse practitioner (ARNP) and upon approval of the [administrator] *superintendent* of the institution in which the person is confined. In the case of a transfer *of a pretrial prisoner* for medical purposes for a period in excess of [24 hours] *10 days*, the justice of the court who originally ordered the prisoner's commitment shall be given written notice of the transfer within [5] *15* days of said transfer, and shall be given notice upon the return of the prisoner within [5] *15* days of the prisoner's return, provided the prisoner is not in the custody of correctional personnel while at the medical facility. The provisions of RSA 402:79 shall apply to payments for medical care provided pursuant to this section.

Amend the bill by replacing section 16 with the following:

16 Effective Date.

I. Sections 3 and 8 of this act shall take effect January 1, 2004 at 12:01 a.m.

II. Section 14 of this act shall take effect upon its passage.

III. The remainder of this act shall take effect January 1, 2004.

Senator Eaton moved adoption.

Adopted.

June 10, 2003
2003-2041-EBA
04/09

Enrolled Bill Amendment to SB 164

The Committee on Enrolled Bills to which was referred SB 164

AN ACT relative to the unauthorized and deceptive use of a financial institution's name.

Having considered the same, report the same with the following amendment, and the recommendation that the bill as amended ought to pass.

FOR THE COMMITTEE

Explanation to Enrolled Bill Amendment to SB 164

This enrolled bill amendment makes a technical correction.

Enrolled Bill Amendment to SB 164

Amend RSA 384:68 as inserted by section 2 of the bill by replacing line 8 with the following:

unauthorized and deceptive manner the name or trademark of any financial institution subject to the

Senator Eaton moved adoption.

Adopted.

June 18, 2003
2003-2257-EBA
04/10

Enrolled Bill Amendment to SB 197-FN

The Committee on Enrolled Bills to which was referred SB 197-FN

AN ACT relative to extended unemployment benefits and making an appropriation therefor.

Having considered the same, report the same with the following amendment, and the recommendation that the bill as amended ought to pass.

FOR THE COMMITTEE**Explanation to Enrolled Bill Amendment to SB 197-FN**

This enrolled bill amendment corrects a reference to federal law.

Enrolled Bill Amendment to SB 197-FN

Amend section 1 of the bill by replacing lines 1-3 with the following:

1 Money Credited Under Section 903 of Social Security Act. RSA 282-A:140-a is repealed and reenacted to read as follows:

282-A:140-a Money Credited Under Section 903 of the Social Security Act.

Senator Eaton moved adoption.

Adopted.

June 26, 2003

2003-2278-EBA

08/01

Enrolled Bill Amendment to HB 25-FN-A

The Committee on Enrolled Bills to which was referred HB 25-FN-A AN ACT making appropriations for capital improvements.

Having considered the same, report the same with the following amendment, and the recommendation that the bill as amended ought to pass.

FOR THE COMMITTEE**Explanation to Enrolled Bill Amendment to HB 25-FN-A**

This enrolled bill amendment makes a technical change.

Enrolled Bill Amendment to HB 25-FN-A

Amend paragraph LXXXVIII as inserted by section 34 of bill by replacing line 2 with the following:

regional vocational center renovation – Keene.

Senator Eaton moved adoption.

Adopted.

June 27, 2003

2003-2280-EBA

04/09

Enrolled Bill Amendment to HB 287

The Committee on Enrolled Bills to which was referred HB 287

AN ACT establishing a professional malpractice claims study commission.

Having considered the same, report the same with the following amendment, and the recommendation that the bill as amended ought to pass.

FOR THE COMMITTEE**Explanation to Enrolled Bill Amendment to HB 287**

This enrolled bill amendment amends the title of the bill to reflect its contents.

Enrolled Bill Amendment to HB 287

Amend the title of the bill by replacing it with the following:

AN ACT establishing a professional malpractice claims study commission and establishing a commission to identify medical errors and their causes.

Senator Eaton moved adoption.

Adopted.

REPORT OF COMMITTEE ON ENROLLED BILLS

The Committee on Enrolled Bills has examined and found correctly Enrolled the following entitled House and/or Senate Bill(s):

HB 2-FN-A, relative to state fees, funds, revenues, and expenditures.

HB 663-FN-A-L, relative to county and state funding of long-term care medicaid programs and relative to transferring state information technology management to the governor's office of information technology.

Senator D'Allesandro moved adoption.

Adopted.

LATE SESSION

Senator Clegg moved that the Senate adjourn from the late session.

Adopted.

Adjournment.

June 30, 2003

The Senate met at 10:30 a.m.

A quorum was present.

The Reverend David P. Jones, chaplain to the Senate, offered the prayer.

Good Morning! The word "veto" is from the Latin word meaning "I forbid it." The word "override" is the fancy political term for "wanna bet?" Either of those terms can be appropriate when spoken in certain situations and from certain philosophical and ideological perspectives. Either of them can be wrong as well. We are about to see what this body believes is the right term to apply in this particular situation. The process of making moral decisions, which is what writing a budget is all about, always works best when everyone's voice is heard along the way and when everyone listens twice as hard as they lobby. When that is done successfully, the result is usually not universal satisfaction (that would be too much to ask) but rather dignity enhancing consensus, which is leadership in plain view. I have watched this Senate work toward that noble end and I commend you, regardless of the outcome. Let us pray:

Creator of the minds with which we think and the hearts with which we care, illuminate for us the pathways upon which You call us to journey together. And may You give these leaders the capacity and the persistence to never settle merely for what is right, until they have found the ways and the means to accomplish it that is righteous. Amen.

Senator Prescott led the Pledge of Allegiance.

Senator Boyce is excused for the day.

SENATOR EATON (In the Chair): Last week I was thanking all of the staff and all of the Senators for all of their hard work. I did have on my sheet, which I skipped over, and the gentlemen do know that, but I very much missed thanking our staff here of Henry Wilson and Mal Richards, who unfortunately, has to listen to every word we say, and John Byrnes, our Doorkeeper here. Thank you all very much. The one glaring omission that I made was when we spoke about the Finance Committee. I thanked all of the Finance Committee members, but without this one person, the Finance Committee would have papers spread all over the place. They wouldn't know what end to look at or anything else. The

efficiency that this person put into the Finance Committee, and the hours that she has spent, were just as long as any Finance Committee member may have. Some of us would walk in late and she would be right at our desk to show us where we were or we would be talking about something and couldn't find the paper, she was right there and could pull it right out of wherever it was. Extremely capable and efficient. Took over a major job this year and flew with it. Angela Spradling.

INTRODUCTION OF GUESTS

REPORT OF COMMITTEE ON ENROLLED BILLS

The Committee on Enrolled Bills has examined and found correctly Enrolled the following entitled House and/or Senate Bill(s):

HB 25-FN-A, making appropriations for capital improvements.

HB 461, establishing a commission to study financial exploitation of the elderly and persons with disabilities.

HB 481, establishing a committee to study the pricing of milk products.

HB 521-FN, relative to requiring treatment for persons convicted of DWI offenses.

HB 598-FN-A, relative to the agricultural nutrient management program and making an appropriation therefor.

HB 633-FN, establishing the interstate compact for adult offender supervision.

SB 69-FN-A, combining the career incentive program and the nursing leveraged scholarship loan program within the department of postsecondary education, and establishing a workforce incentive program within the department of postsecondary education, and making an appropriation therefor.

SB 164, relative to the unauthorized and deceptive use of a financial institution's name.

SB 197-FN, relative to extended unemployment benefits and making an appropriation therefor.

Senator D'Allesandro moved adoption.

Adopted.

REPORT OF COMMITTEE ON ENROLLED BILLS

The Committee on Enrolled Bills has examined and found correctly Enrolled the following entitled House and/or Senate Bill(s):

HB 105, relative to sexual assaults committed by corrections officers, probation and parole officers, and juvenile probation and parole officers against individuals under their supervision, making a technical correction, and permitting the court to prohibit visitation between a parent convicted of sexual abuse or sexual assault against a minor child or step-child and a sibling or step-sibling of the victim.

HB 646-FN, relative to liquor licenses and fees.

HB 677-FN, increasing the number of reserved student slots in medical programs, establishing a reduction of medical indebtedness program for physicians who practice in underserved areas, and making an appropriation therefor.

HB 719-FN-A, relative to the duties, function, and operation of the Pease development authority.

HB 768, establishing a committee to study the flow in the Connecticut River and the effect of the flow on water levels in Lake Francis and the Connecticut Lakes.

Senator D'Allesandro moved adoption.

Adopted.

HOUSE MESSAGE

The House of Representatives has voted to sustain the Governor's veto on the following entitled Bill(s):

HB 1-A, making appropriations for the expenses of certain departments of the state for fiscal years ending June 30, 2004, and June 30, 2005.

HB 2-FN-A, relative to state fees, funds, revenues, and expenditures.

HOUSE MESSAGE

The House of Representatives has passed a Resolution with the following title in the passage of which it asks the concurrence of the Senate:

HJR 3, making temporary appropriations for the expenses and encumbrances of the state of New Hampshire.

SUSPENSION OF THE RULES

Senator Clegg moved that the Rules of the New Hampshire Senate be so far suspended as to dispense with introduction, referral to committee, notice of hearing, a committee hearing, a committee report, and notice of report in the calendar and that **HJR 3** be on second reading at the present time.

Question is on the adoption of the suspension of the rules.

A roll call was requested by Senator Green.

Seconded by Senator Barnes.

The following Senators voted Yes: Gallus, Johnson, Kenney, Below, Green, Flanders, Odell, Roberge, Peterson, O'Hearn, Foster, Clegg, Larsen, Gatsas, Barnes, Martel, Sapareto, D'Allesandro, Estabrook, Morse, Prescott, Cohen.

The following Senators voted No: None.

Yeas: 23 - Nays: 0

Adopted by the necessary 2/3 votes.

HJR 3, making temporary appropriations for the expenses and encumbrances of the state of New Hampshire.

Senator Flanders moved ought to pass.

Senator Clegg offered a floor amendment.

Sen. Clegg, Dist. 14

June 30, 2003

2003-2284s

08/03

Floor Amendment to HJR 3

Amend the resolution by replacing all after the title with the following:

Whereas, a budget has not yet been enacted for fiscal years 2004 and 2005; and

Whereas, action at this time is necessary to carry out the functions of state government after fiscal year 2003, and prior to enacting said budget act; now therefore be it;

Resolved by the Senate and House of Representatives in General Court convened:

I.(a) That each state agency or state entity for which the general court appropriated funds for its operating budget for fiscal year 2003 is authorized to obligate additional funds for expenditures during the period this resolution is in effect at a rate not in excess of 3/12 of, and for the same purposes of, the appropriations contained in HB 1-A of the 2003 regular legislative session as amended and adopted by the legislature, unless due to an emergency it shall be otherwise authorized by the governor with the advice and consent of the council with prior approval of the legislative fiscal committee; and

(b) Enactment of this resolution shall constitute acceptance by the state of federal funds in such amounts as under applicable state or federal law shall be necessary to give effect to the provisions of this resolution and shall further constitute the appropriation of such state funds as under federal law shall be required to be added to such federal funds as a condition of their transfer to the state. The authorization provided in this resolution shall be deemed to be a budget within the meaning of RSA 9; and

(c) Funds subject to obligation under this resolution shall be deemed subject to transfer under the provisions of RSA 9:16-9:17-d, with prior approval of the legislative fiscal committee. The governor is authorized by and with the advice and consent of the council to draw his warrants for the sums necessary to discharge obligations authorized by this resolution out of any money in the treasury not otherwise appropriated or, in the case of special funds, out of any such special funds. Expenditures obligated under authority of this resolution shall be charges upon any appropriations subsequently enacted with respect to identical purposes and periods; and

II. That the provisions of RSA 9 inconsistent with the provisions of this resolution and the provisions of any other statutes so inconsistent are hereby suspended to the extent of such inconsistencies during the time this resolution is in effect. The state of New Hampshire hereby indemnifies any state official, commissioner, trustee, or other person having control of public funds appropriated by the general court for any liability personally incurred because of the provisions of RSA 9:19 and RSA 9:20 for whatever period of time elapses from 12:01 a.m. July 1, 2003, until the time that the provisions of this resolution making temporary appropriations become law; and

III. That the provisions of HB 2-FN-A of the 2003 legislative session, and HB 663-FN-A-LOCAL of the 2003 legislative session as amended and adopted by the legislature, being necessary to give effect to the provisions of this resolution, shall be deemed to be in effect during the period that this resolution is in effect; and

IV. That this resolution shall take effect July 1, 2003 and shall continue in effect until an operating budget is enacted into law but in no event later than October 1, 2003.

SENATOR CLEGG: Thank you Mr. President. I rise to offer a floor amendment. I know that we are all a little disappointed that the House was unable to pass the compromised budget, and I know that we have in front of us a continuing resolution from the House. The biggest problem that I have is that while the House took the simple solution of just tak-

ing the last appropriations and adding 2 percent, the Committee of Conference Budget that we all worked so hard on, would have been a 1.8 percent increase, and it doesn't spend money as both the House and Senate passed by great majorities in certain areas. What this amendment does, is it takes the budget, as it was adopted by the...after the Committee of Conference, as it was adopted by both the House and the Senate, and allows for the government to continue spending one-twelfth of that budget, per month, for the next three months. It doesn't allow government to shut down. I am sure that no one here wanted the government to shut down. We know that the House doesn't want to shut down government, and we heard today, that we know that the Governor doesn't want to shut down government. So here is the solution: A budget that is passed this body, by a great majority, using a budget that passed the House, again by a great majority, and doesn't throw away the work that we all did for the last five months. I urge my colleagues to support this budget...to support this amendment...so that we can all go home and allow government to continue operating. Thank you.

SENATOR D'ALLESANDRO: Thank you Mr. President. I would just like to make a few comments about the action of the House with regard to not overriding the veto on HB 2. I think that it is imperative that everybody understand this. As a result of what they did, section 12 of HB 2, allowed for \$221,000 in DES money to lapse the general fund. In section 16: we were going to take \$1.4 million in 2004 and \$1.4 million in 2005 for Supreme Court entry fees. In section 32: we had \$5 million in savings in the first year, 2004 and \$20 million in savings in 2005 from the "self-insurance health plan." In section 35: we had \$5.1 million in 2004 and \$5.3 million in 2005 increased liquor revenues. In section 37: the Medicaid enhancement tax was renewed, that is worth \$140 million in 2004 and \$146 million in 2005. In section 40 and 41: the communications tax, by allowing the surtax to lapse and by not restoring it to 7 percent, we will lose in revenue, \$1.9 million a month. In section 44: the tobacco stamp discount is not repealed. That is worth \$1.8 million in 2004 and \$1.8 million in 2005. In section 174: the tobacco use prevention funds, which were going to the general fund, we will lose \$3 million in 2004 and \$3 million in 2005. When you look at the complexity's of HB 2, and how we were depending on HB 2 to carry us through the biennium, I think that it is an imperative that you look closely at where we are going and how we are going to get there, and that in terms of responsible and responsive government, by not overriding that veto, what we have done, is in essence, put ourselves in jeopardy and put the state in jeopardy, and that is a very, very serious consideration. Nothing new here. Nothing new. A continuation of things that had been in place, but by not doing these things, we are creating problems for the future. I think that everybody should realize that. Thank you Mr. President.

SENATOR BARNES: Thank you Mr. President. Senator D'Allesandro, those numbers that you were giving us were based on 24 months?

SENATOR D'ALLESANDRO: Yes.

SENATOR BARNES: Okay. So what this resolution is, is for three months and not 24 months, is that correct?

SENATOR D'ALLESANDRO: That is correct.

SENATOR BARNES: Thank you.

SENATOR BELOW: Senator Clegg, as the sponsor of this floor amendment, I would like to clarify something. Senator D'Allesandro raised some

question about some sections of HB 2 that may not take effect because presumably they not be necessary to give effect to the provisions of this resolution. As I understand it, or could I ask you, is it the intent of this floor amendment, that section 37 and sections 40 and 41 of HB 2, which continue the Medicaid Enhancement tax and the telecommunications tax at their current rate? The rate that they are in effect today, that they would continue if we enacted HB 2, they would have continued for the next biennium, but is it the intent of the resolution that those two provisions continue at least for the next three months or until we have a new budget, because they are necessary to give effect and to support the appropriations that this resolution authorizes?

SENATOR CLEGG: Senator Below, I would say that most of what is in HB 2 is necessary in order to make the budget work, and that I would fully expect that all but a minor few items would not be put into effect, but everything else in HB 2 obviously affects how we generate the funds to make the payments, to make the budgets work.

SENATOR BELOW: Thank you.

SENATOR SAPARETO: Thank you Mr. President. Mr. President, I will support this amendment, but I noticed that the effective date from this concurrent resolution will run till September 10. I think that we should hold our feet to the fire and this should be a one-month resolution. At a loss of almost \$14 million a month, as my colleague has just described, that is substantial loss in revenue to this state, that is caused by this impasse. I for one, would not like to see this go for three months, but that is the shortest time that we can. I have no problems coming back in here in the summertime, whether it is next month, next week and continuing until that has to happen, rather than wait until next September. If we are going to give the courtesy of our colleagues across the hall, so that they can have their summer off while the people of this state suffer, I think that is wrong, but I will support this budget. For that, I want to register my protest.

SENATOR GATSAS: Thank you Mr. President. This arduous task started six months ago. It really started two years ago when everybody started talking about the budget process and I was privileged and honored to be on the Finance Committee two years ago for the first time as a freshman. We went through a budget process. We looked at line-items. We had a lot of very able and hard working people on that committee. The process this year changed. I think that people have to understand why the Senate has taken a position that we are currently in. We looked at a budget, starting in January. The House was so gracious to invite us in and allow us to sit there and listen to their agency phase discussions, and then breaking up into committees so that we could hear each department talking about their budget position. During that time, my colleagues with Senator Green as the Chairman, and Senator Odell, Senator Below, Senator D'Allesandro, Senator Clegg and myself, and you, Mr. President, sat there, and we heard a lot of things that I had never heard about before. The House got a week extension to get the budget across to us. We heard revenue numbers. We heard about taking money from the Retirement Account to balance the budget. There were various items that in the scheme of things, if we had that same time period as we did two years ago, in that four week budget period, we probably would have looked at and maybe put our arms around a few things, but they would have continued. We sat down and we heard from every agency once the budget came to the Senate. Yes, and the federal government sent \$83 million to

the state of New Hampshire. The Governor didn't have the ability to take a look at that money, neither did the House. So, yes, in the Senate, we were put in a little bit of a different position. Not that we had to spend the money, but to try and understand the budget probably better than we have ever understood it before. Let's take a look at a few examples: Let's talk about for one second, adult day care. It sounds like a pretty fluffy thing. It sounds like things that we should do. Adult day care, through the budget process was eliminated. The Senate looked at it and said there are 674 people in adult day care. What is the hourly rate that we are paying for these people? When we heard Cathy Keane say \$5.24 an hour, I think that everybody in that room was absolutely speechless. I was embarrassed to make the motion to move it to \$5.50. My colleague, Senator Clegg, the liberal spender, seconded that motion. When we heard about the DD waitlist, Senator Below led the charge. We looked at it. We understood where we were going with it and why we had to make the reductions that we made trying to reduce that waitlist to a reasonable point to get people involved within a five-year period. Did it cost more money? Sure it did. Was it a reasonable asking? Absolutely it was. There was another line-item in the budget that I can tell you was brought to my understanding after the budget process. Twenty-four million dollars for childcare. Day care. It sounds like an awful lot of money. The Senate level funded that number back to where it was in 2003. I happen to have been asked to go to a day care center in Manchester. Little Frogs and Pollywogs. One hundred students in that day care center. Thirty-five of them on title 20. At that point I said, "okay here we go." We are going to have that public session that we had one evening back in May on a warm evening downstairs. So I asked Lee Mercier, "gee, how many hours a day do these kids spend at the day care." She said, "nine hours a day, five days a week, 52 weeks a year." She lent me a calculator and I did the math. That is 86,000 hours of day care. The state reimbursed her \$120,000 which is \$1.38 an hour. So I can tell you right now, if that was brought to my attention before that, I probably would have looked to increase the hourly rate, and I would have hoped that my colleague, Senator Clegg, would have seconded that because that is unreasonable at \$1.38 an hour. So we are here today, the last day in June. The Senate had the votes to override a veto. The House didn't. Well right now as a member of that Finance Committee, and I hope that I am speaking for all of us that sat on that committee, that we are willing to go back to work. We are willing to sit at the table, in public, with our colleagues from the House. But we need one more person at that table. It is absolutely essential that we have the Governor at that table. There are 305 pages in this budget. I have no problem sitting there with the Governor, my colleagues from the Senate and my colleagues from the House, and going through each line of that budget to see if we can find that \$60 million that the Governor is asking for. But I think that maybe he would have the opportunity to see why we did what we did. I think that should be done in the next 90 days or sooner. But I think that it is important that, yes, we all know that the Governor starts here early, and we are willing to start tomorrow morning at seven o'clock. So be it. To see if we can get a budget for the best that we can do with the money that we have. Do we have money in the Rainy Day Fund? Sure we do. Is it everything that everybody wants? Absolutely not. But we have to sit down for the people of New Hampshire and we have to go to work again. We have to look at the numbers. We have to understand where we are going, but most importantly, is that we have to try and leverage

every dollar that we can from the federal government. We did that when we did the budget out of the Senate. We took those dollars and we leveraged them. Last week I asked Senator Clegg about the prescription drug discounts, which was about \$20 million a year. We took those dollars and we leveraged them to get more money from the federal government. That is what we were sent here to do by the people of New Hampshire and I think that is what we are doing. So July will be a hot month. Hopefully we are all sitting at the table and we can get something resolved for the people of New Hampshire because now everybody is watching and it should be done in public. Even yes, maybe, we should have another public forum, so that we hear the people and understand where they are going and what they want from government. But I am prepared, and I hope that my colleagues here are prepared, so I tell you that resolution that we have in front of us is important. We don't want to shut down government. We want to act responsibly, and we want to do what is right for the people of New Hampshire that sent us here. Thank you Mr. President.

SENATOR SAPARETO: Thank you Mr. President. Senator Gatsas, has the Governor identified or the Governor's office identified specifically in that 305-page document, which line-item specifically...where those cuts would occur that would total that \$60 million?

SENATOR GATSAS: Senator, I think that it is time that we put the past behind us and try to move forward, and try to get the Governor to the table so that we can go line-by-line and understand what this budget means, because it is important to the people of New Hampshire.

SENATOR SAPARETO: Thank you Senator. Senator will you urge the Governor's Office then, to identify in the future, which of those line-items should be cut?

SENATOR GATSAS: I am sure that the Governor...I will be talking to the Governor personally so that he doesn't call this meeting starting tomorrow at six. I don't have a problem with seven, but six may be a little bit early.

SENATOR SAPARETO: Thank you.

SENATOR LARSEN: I rise to support the floor amendment and to express my amazement at a Governor who puts us in this position. That he put us in a position where the elderly of this state are going to have to wait more months before they can know if there will be adult day care, ambulance assistance, or wheelchair assistance. He put us in a position. He put the elderly in a position. The children in a position of waiting to see if the healthcare will be available for them that they need. Doctors, nurses in the hospitals will also have to wait to know if their care for those people who are elderly or disabled will be reimbursed at an adequate rate. It puts everyone at a summer of discontent as we wait to find out what will happen. The Senate has done right by those people. I think that everyone recognized that as we saw, unfortunately, the House did not pass what they should have passed today, which was a veto override. Finally, cities and towns will wait on the edge of their perspective seats as they watch to see what happens with revenue sharing, meals and rooms distribution, state employer retirement costs. As I look at their e-mail, they worry and say property tax increases will be the only way to make up the difference, and they fear too, that their rates will be cut, which will in fact result in property tax increases around the state. This is all because of a Governor who has not sat down with us to listen to what all of us have heard. It will be a long hot summer. We need to pass this continuing resolution

to be responsible. I hope, in the end, that we get a responsible budget. I know that the Senate will stand for a responsible budget. I look forward to the entire House, Senate, and Governor's agreement on a budget that is responsible to the people of this state so that they can rest at night. Thank you.

SENATOR BARNES: Thank you Mr. President. I rise to say that I believe that there has already been too much rhetoric in the papers, on television, about our Governor and other things going on. I think that Senator Gatsas said it well. Cut it off, it is ancient history. We are going to pass this resolution. We are going to do the responsible thing for the people that we represent. It is going to happen. The people are going to be taken care of, but for Gods sake, let's stop blaming the Governor or Charlie or Joe or somebody else, let's get on with the Senatorial business, bring it to a close, do it and get it over to the House and let's be on with our business.

SENATOR PETERSON: Thank you Mr. President. I understand that the pending issue is whether or not to amend this resolution. I would like to, if he would yield, ask a question or two of Senator Clegg. Senator Clegg, is it not true that under your amendment, our budget for the next three months or so would reflect the priorities that have been hammered out in long discussions between the House and the Senate in this session and not reflect the priorities which were established in the previous session?

SENATOR CLEGG: That is correct.

SENATOR PETERSON: Senator Clegg, is it not true that under this resolution, approximately \$150,000 less each month would be spent during the time we are having this continuation resolution in conformance with Republican principles?

SENATOR CLEGG: I believe that is true.

SENATOR PETERSON: Thank you. Senator Clegg, most importantly, would not this resolution give us an opportunity to sit down with the Governor and come together in a reasonable fashion on the features of a budget, which we all could support and come together on as a majority party in this state?

SENATOR CLEGG: That is absolutely true.

SENATOR PETERSON: Thank you Senator Clegg and thank you Mr. President.

Question is on the adoption of the floor amendment.

A roll call was requested by Senator Flanders.

Seconded by Senator Barnes.

The following Senators voted Yes: Gallus, Johnson, Kenney, Below, Green, Flanders, Odell, Roberge, Eaton, Peterson, O'Hearn, Foster, Clegg, Larsen, Gatsas, Barnes, Martel, Sapareto, D'Allesandro, Estabrook, Morse, Prescott, Cohen.

The following Senators voted No: None.

Yeas: 23 - Nays: 0

Floor amendment adopted by the necessary 2/3 votes.

Question is on the adoption of the bill as amended.

Adopted.

SUSPENSION OF THE RULES

Senator Clegg moved that the Rules of the New Hampshire Senate be suspended and that **HJR 3** be, by this motion, ordered to third reading in the early session and passed at this time.

Adopted by the necessary 2/3 votes.

HOUSE MESSAGE

The House of Representatives concurs with the Senate in its amendment to the following entitled Resolution sent down from the Senate:

HJR 3, making temporary appropriations for the expenses and encumbrances of the state of New Hampshire.

RESOLUTION

Senator Clegg moved that the Senate now adjourn from the early session, that the business of the late session be in order at the present time.

Adopted.

**LATE SESSION
ANNOUNCEMENTS
RESOLUTION**

Senator Clegg moved that the Senate recess to the Call of the Chair for the sole purpose of receiving messages and processing Enrolled Bill Reports and Amendments, and that when we adjourn, we adjourn to the Call of the Chair.

Adopted.

In recess to the Call of the Chair.

Out of recess.

REPORT OF COMMITTEE ON ENROLLED BILLS

The Committee on Enrolled Bills has examined and found correctly Enrolled the following entitled House and/or Senate Bill(s):

HJR 3, making temporary appropriations for the expenses and encumbrances of the state of New Hampshire.

Senator D'Allesandro moved adoption.

Adopted.

**July 1, 2003
2003-2290-EBA
03/10**

Enrolled Bill Amendment to HB 608-FN-LOCAL

The Committee on Enrolled Bills to which was referred HB 608-FN-LOCAL AN ACT reducing the education property tax rate and relative to the calculation of adequate education grants.

Having considered the same, report the same with the following amendment, and the recommendation that the bill as amended ought to pass.

FOR THE COMMITTEE**Explanation to Enrolled Bill Amendment to HB 608-FN-LOCAL**

This enrolled bill amendment corrects certain references in the bill, inserts omitted language and indicates certain language deleted from current law, and makes grammatical corrections.

Enrolled Bill Amendment to HB 608-FN-LOCAL

Amend RSA 198:40, III as inserted by section 5 of the bill by replacing line 1 with the following:

III. For ~~each~~ **the 2004** fiscal year, the statewide cost of an adequate education for all pupils shall

Amend RSA 198:45-a, II(a)(4) as inserted by section 8 of the bill by replacing line 1 with the following:

(4) Multiply the statewide average per pupil target amount by 2 and multiply the

Amend RSA 198:45-a, II(c) as inserted by section 8 of the bill by replacing line 1 with the following:

(c) The department of education shall subtract the amount obtained in subparagraph (b) from the amount obtained in

Amend RSA 189:1-d, III as inserted by section 9 of the bill by replacing line 4 with the following:

pupils shall be divided by the number of instructional days offered to higher-level elementary grades.

Amend paragraph II of section 10 of the bill by replacing line 8 with the following:

of special education services, and the need for English as a second language instruction, is the most

Amend RSA 198:39, I as inserted by section 15 of the bill by replacing line 4 with the following:

education ~~[property]~~ tax hardship relief under RSA ~~[198:55]~~ **198:61**. The state treasurer shall deposit into

Amend RSA 198:38, X-XI as inserted by section 17 of the bill by replacing them the following:

X. "Pupils eligible for free or reduced-price meals" means pupils in a school district in grades 1 through 12 who are eligible to receive free or reduced-price meals.

XI. "Calculated rate" means the total revenue raised statewide by the local education tax multiplied by 1,000, and then divided by the total statewide equalized valuation.

Amend RSA 198:40-a, I(b)(1) as inserted by section 19 of the bill by replacing line 4 with the following:

targeted aid for pupils eligible to receive free or reduced-price meals in the municipality.

Amend RSA 198:40-a, I(b)(2) as inserted by section 19 of the bill by replacing line 4 with the following:

shall be available as targeted aid for pupils eligible to receive free or reduced-price meals in the

Amend RSA 198:40-b, IV(b) as inserted by section 19 of the bill by replacing line 3 with the following:

remaining after full payment of the excess tax required in subparagraph (a) shall become available for

Amend RSA 198:40-b, IV(d) as inserted by section 19 of the bill by replacing line 2 with the following:

excess amount owed by each municipality pursuant to subparagraph (a).

Amend RSA 198:41, I as inserted by section 20 of the bill by replacing line 5 with the following:

the tax warrant issued by the commissioner of the department of revenue administration reported pursuant

Amend RSA 198:46, I as inserted by section 25 of the bill by replacing line 2 with the following:
amount necessary to fund an adequate education determined by RSA [198:46] **198:40-c** shall assess and remit

Senator Eaton moved adoption.

Adopted.

July 3, 2003
2003-2301-EBA
03/01

Enrolled Bill Amendment to HB 310

The Committee on Enrolled Bills to which was referred HB 310
AN ACT establishing a commission to study child support and related child custody issues.

Having considered the same, report the same with the following amendment, and the recommendation that the bill as amended ought to pass.

FOR THE COMMITTEE

Explanation to Enrolled Bill Amendment to HB 310

This enrolled bill amendment corrects certain references in the bill.

Enrolled Bill Amendment to HB 310

Amend paragraph IV of section 1 of the bill by replacing it with the following:

IV. The administrator of the office of child support enforcement services, or a designee.

Amend paragraph IX of section 1 of the bill by replacing it with the following:

IX. The chair of the family law section of the New Hampshire Bar Association, or designee.

Senator Eaton moved adoption.

Adopted.

July 7, 2003
2003-2303-EBA
03/09

Enrolled Bill Amendment to SB 155

The Committee on Enrolled Bills to which was referred SB 155
AN ACT establishing a commission to study issues relative to groundwater withdrawals.

Having considered the same, report the same with the following amendment, and the recommendation that the bill as amended ought to pass.

FOR THE COMMITTEE

Explanation to Enrolled Bill Amendment to SB 155

This enrolled bill amendment makes a typographical correction.

Enrolled Bill Amendment to SB 155

Amend section 3 of the bill by replacing line 8 with the following:
groundwater, possible fees on water withdrawals, and the protection of New Hampshire's aquifers.

Senator Eaton moved adoption.

Adopted.

June 30, 2003
2003-2282-EBA
05/10

Enrolled Bill Amendment to SB 87

The Committee on Enrolled Bills to which was referred SB 87

AN ACT changing the membership of the commission to study setback requirements for septage, biosolids, and short paper fibers, and extending the temporary use of septage, biosolids, and short paper fiber by certain persons.

Having considered the same, report the same with the following amendment, and the recommendation that the bill as amended ought to pass.

FOR THE COMMITTEE

Explanation to Enrolled Bill Amendment to SB 87

This enrolled bill amendment makes a technical correction.

Enrolled Bill Amendment to SB 87

Amend 2003, 43:10, II as inserted by section 1 of the bill by replacing line 2 with the following:

attending to the duties of the commission.

Senator Eaton moved adoption.

Adopted.

July 1, 2003
2003-2292-EBA
08/01

Enrolled Bill Amendment to SB 44

The Committee on Enrolled Bills to which was referred SB 44

AN ACT relative to penalties for vehicle dealers, relative to the applicability of motor vehicle inspection requirements, and relative to special number plates for certain veterans.

Having considered the same, report the same with the following amendment, and the recommendation that the bill as amended ought to pass.

FOR THE COMMITTEE

Explanation to Enrolled Bill Amendment to SB 44

This enrolled bill amendment changes the title of the bill to accurately reflect its contents.

Enrolled Bill Amendment to SB 44

Amend the title of the bill by replacing it with the following:

AN ACT relative to penalties for vehicle dealers, relative to special number plates for certain veterans, and relative to the Conway Branch railroad line.

Senator Eaton moved adoption.

Adopted.

July 2, 2003
2003-2296-EBA
08/10

Enrolled Bill Amendment to HB 79

The Committee on Enrolled Bills to which was referred HB 79

AN ACT relative to the regulation of water treatment equipment installers by the plumber's board.

Having considered the same, report the same with the following amendment, and the recommendation that the bill as amended ought to pass.

FOR THE COMMITTEE

Explanation to Enrolled Bill Amendment to HB 79

This enrolled bill amendment changes the title of the bill to accurately reflect its contents.

Enrolled Bill Amendment to HB 79

Amend the title of the bill by replacing it with the following:

AN ACT relative to the regulation of water treatment equipment installers by the plumber's board, and establishing a committee to study the regulation of the installation and servicing of fire detection and suppression systems and the licensure of water treatment technicians.

Senator Eaton moved adoption.

Adopted.

July 2, 2003
2003-2294-EBA
06/09

Enrolled Bill Amendment to HB 135-FN-LOCAL

The Committee on Enrolled Bills to which was referred HB 135-FN-LOCAL

AN ACT relative to charter schools.

Having considered the same, report the same with the following amendment, and the recommendation that the bill as amended ought to pass.

FOR THE COMMITTEE

Explanation to Enrolled Bill Amendment to HB 135-FN-LOCAL

This enrolled bill amendment makes technical corrections to the bill.

Enrolled Bill Amendment to HB 135-FN-LOCAL

Amend RSA 194-B:11, X as inserted by section 3 of the bill by replacing line 6 with the following:

section shall be administered and determined by the state board of education which shall have the

Amend RSA 194-B:11, XI as inserted by section 3 of the bill by replacing line 3 with the following:

paragraph X shall be used to provide a one-year transitional grant to public school districts that

Amend RSA 194-B:15, III as inserted by section 5 of the bill by replacing line 2 with the following:

school authorized under RSA 194-B:3-a shall first present its complaint to the board of trustees. If

Amend RSA 194-B:5, IV-a as inserted by section 6 of the bill by replacing line 2 with the following:

to the state board of education, or its designee, on a quarterly basis regarding the charter school's

Senator Eaton moved adoption.

Adopted.

July 3, 2003
2003-2300-EBA
03/10

Enrolled Bill Amendment to HB 139

The Committee on Enrolled Bills to which was referred HB 139

AN ACT relative to the collection and reporting of school drop-out, suspension, and expulsion data and relative to the deadlines for submitting certain reports to the department of education.

Having considered the same, report the same with the following amendment, and the recommendation that the bill as amended ought to pass.

FOR THE COMMITTEE

Explanation to Enrolled Bill Amendment to HB 139

This enrolled bill amendment amends the title of the bill to reflect the contents of the bill, makes typographical and grammatical corrections, and renumbers RSA 193-G as inserted by the bill as RSA 193-H to avoid a conflict with RSA 193-G as enacted in 2003, 186 (SB 114).

Enrolled Bill Amendment to HB 139

Amend the title of the bill by replacing it with the following:

AN ACT relative to the collection and reporting of school drop-out, suspension, and expulsion data; relative to the deadlines for submitting certain reports to the department of education; and establishing a statewide education accountability system.

Amend RSA 193-E:3, I(f) as inserted by section 1 of the bill by replacing line 1 with the following:

(f) Expulsion and suspension rates, including in-school and out-of-school suspensions,

Amend section 3 of the bill by replacing line 1 with the following:

3 Submission of Data. RSA 198:45 is repealed and reenacted to read as follows:

Amend the bill by replacing section 6 with the following:

6 New Chapter; School Performance and Accountability. Amend RSA by inserting after chapter 193-G the following new chapter:

CHAPTER 193-H

SCHOOL PERFORMANCE AND ACCOUNTABILITY

193-H:1 Definitions. In this chapter:

I. "Commissioner" means the commissioner of the department of education.

II. "Department" means the department of education.

III. "Highly qualified teacher" means a person who is certified by the local school board and who has demonstrated, through a process approved by the department of education, teaching skills in the core subjects of instruction.

IV. "Statewide assessment" means the New Hampshire education improvement and assessment program as established under RSA 193-C.

193-H:2 Statewide Performance Targets.

I. On or before the 2013-2014 school year, schools shall ensure that all pupils are performing at the basic level or above on the statewide assessment as established in RSA 193-C.

II. In addition to the requirements of paragraph I, schools shall meet statewide performance targets as approved by the legislative oversight committee established in RSA 193-C and thereafter, established in rules adopted by the state board of education pursuant to RSA 541-A.

III. Schools shall meet statewide performance targets as approved by the legislative oversight committee established in RSA 193-C and thereafter, established in the rules adopted by the state board of education pursuant to RSA 541-A, relative to the statewide assessment.

IV. Schools shall meet statewide performance targets as approved by the legislative oversight committee established in RSA 193-C and thereafter, established in the rules adopted by the state board of education pursuant to RSA 541-A, relative to attendance rate.

V. Schools shall meet statewide performance targets as approved by the legislative oversight committee established in RSA 193-C and thereafter, established in the rules adopted by the state board of education pursuant to RSA 541-A, relative to the percentage of pupils who graduate with a regular diploma from an approved high school.

VI. Notwithstanding RSA 541-A, the state board of education shall receive approval from the legislative oversight committee established in RSA 193-C prior to the submission of any rules to the joint legislative committee on administrative rules relative to statewide performance targets required under this section.

193-H:3 Identification and Public Disclosure of Schools in Need of Improvement.

I. The commissioner shall annually compile and disseminate to the governor and council, the president of the senate, the speaker of the house of representatives, local school boards, superintendents of schools, and the public, and shall make available on the department website, a list of schools that are not meeting the statewide performance targets established in RSA 193-H:2.

II. A school or school district designated by the commissioner as not meeting statewide performance targets shall have 30 days from the date of the report to appeal such designation to the state board of education.

193-H:4 Local Education Improvement Plan; Strategic Responses.

I.(a) A school or school district shall have one year from the date that a school or school district has been designated as in need of improvement pursuant to RSA 193-H:3 to take action to remedy identified problems at the local level. The school or school district shall create a plan that identifies actions that it intends to correct the areas of concern. This plan shall be submitted to the state board within 90 days of the date that the school or school district was designated as in need of improvement. If the plan does not sufficiently address the areas of concern, the state board shall disapprove the plan within 30 days. If the state board disapproves the plan, the state board's designee shall work with the school or school district to amend the plan so that it meets state board approval. One year following the designation, if the school or school district is not making satisfactory progress in implementing its plan, the commissioner of education shall issue a notice to the school or school district and shall initiate a process for providing assistance pursuant to paragraph II; or

(b) If a school or school district has been designated as in need of improvement, then the school or school district may request assistance from the department of education. The department shall provide technical assistance to those schools that request assistance under this section.

(c) On or before the one year anniversary of being designated as a school or school district in need of improvement, the commissioner shall designate a progress review team to evaluate the implementation

of the improvement plans and the progress toward state performance targets. The progress review team shall deliver a report to the state board. This report shall include evidence of satisfactory implementation and progress towards state performance targets or lack thereof and recommendations regarding future actions pursuant to subparagraph II(b).

II. The department of education and the state board of education shall work cooperatively with the school or school district to provide assistance as follows:

(a) Within 30 days of a school district's request for assistance pursuant to subparagraph I(b), the commissioner of education may appoint a peer review team to review the educational programming and effectiveness of the school or school district. In cooperation with local officials, the team shall prepare and present a report at a regularly scheduled public meeting of the local school board and to the state board. This report shall be issued within 30 days of the team's appointment. Based on this report, the school or school district and superintendent shall, within 90 days of the issuance of the report, prepare a corrective action plan and submit it to the state board for approval. If the plan is not approved, the school or school district may revise the plan and resubmit it to the state board. The school or school district may decide to implement the corrective action plan on its own, through the use of a technical assistance advisor, or through the use of a peer review team. Any such decision shall be included in the corrective action plan.

(b) If the state board does not approve a corrective action plan in accordance with subparagraphs I(a) or II(a), or upon the state board's adoption of a progress review team recommendations, the commissioner of education shall work with the school or school district to revise the corrective action plan. If the school or school district does not revise the corrective action plan within 60 days or the state board does not approve the revised corrective action plan, then the commissioner of education shall submit in a timely manner a corrective action plan, including methods for implementing it, to the state board for approval. The state board shall direct the school board to implement the plan pursuant to RSA 186:5.

III. At a minimum, the corrective action plan filed by the commissioner shall:

(a) Identify the area in which the school failed to meet the annual statewide performance targets established under RSA 193-H:2.

(b) Identify and describe the strategy the school intends to implement to improve its performance.

(c) Establish and explain a strategy designed to promote family and community involvement.

(d) Detail how the school district budget reflects the goals of the local education improvement plan.

IV. In addition to the provisions of paragraph III, each plan filed by the commissioner may include the following elements:

(a) The school's curriculum including curricular priorities and instructional materials.

(b) Instructional models that incorporate research-based practices that have been proven to be effective in improving student achievement.

(c) Formal and informal opportunities to assess and monitor each child's progress.

(d) Evidence of data-based decisions.

(e) Structural reform strategies that may include schedule, organization, support mechanisms, and resources.

- (f) Shared leadership structure to support school improvement.
- (g) Professional development that is aligned with school improvement goals.
- (h) External support and resources based on their effectiveness and alignment with the school improvement plan.
- (i) Extended learning activities for students.

193-H:5 Powers of the Department of Education. Nothing in this chapter shall be construed to permit either the department of education or the state board of education to take control of the daily operations of any local public school.

Amend RSA 193-C:8 as inserted by section 8 of the bill by replacing it with the following:

193-C:8 Duties of the Legislative Oversight Committee. The committee shall:

I. Review the development and implementation of the school performance and accountability program set forth in RSA 193-H to ensure compliance with state and federal law. Implementation of the program shall be in conjunction with the committee's review.

II. Review the provisions of RSA 193-H and submit a report of such review annually to the speaker of the house of representatives, the president of the senate, the governor, and the chairpersons of the house and senate education committees.

III. Propose legislation that is needed as a result of the review of the progress and results of the policies implemented under this chapter and under RSA 193-H, including any changes necessitated by federal law.

IV. Confer with the commissioner and the state board of education to identify operational principles which should guide the work of the department of education in supporting improved school performance and accountability.

V. Analyze existing department of education programs and initiatives which support improved school performance and accountability.

VI. Receive reports from the commissioner regarding the status of public education in New Hampshire, updates on the improvement made by local school districts toward achieving satisfactory progress in statewide student performance under RSA 193-H:2 and status reports on the on-going issues and implications of school accountability at the state and federal level. Reports by the commissioner shall occur at least once annually or more frequently as needed, as determined by the committee and the commissioner.

VII. Review and approve statewide performance targets required under RSA 193-H:2 developed by the department of education and recommended to the legislative oversight committee by the state board of education.

VIII. Receive reports from the state board of education including rules recommended by the department to be adopted by the state board of education under RSA 541-A relative to statewide performance targets required under RSA 193-H:2. The legislative oversight committee shall propose legislation to be submitted to establish such statewide performance targets in state statute during the legislative session following the approval of any recommendations which the state board of education is required to make.

Senator Eaton moved adoption.

Adopted.

July 7, 2003
2003-2302-EBA
06/09

Enrolled Bill Amendment to HB 242

The Committee on Enrolled Bills to which was referred HB 242

AN ACT relative to the number of members on, and quorum necessary for, the assessing standards board.

Having considered the same, report the same with the following amendment, and the recommendation that the bill as amended ought to pass.

FOR THE COMMITTEE

Explanation to Enrolled Bill Amendment to HB 242

This enrolled bill amendment makes technical corrections and inserts a contingency to resolve a conflict with SB 54-FN-LOCAL of the 2003 legislative session if SB 54-FN-LOCAL becomes law.

Enrolled Bill Amendment to HB 242

Amend RSA 21-J:14-a, II(e) as inserted by section 2 of the bill by replacing line 2 with the following:

~~council, [at least one of whom shall be a selectman in a town with a population of 5,000 or less]~~ ***none of whom shall be an assessor or a municipal official.***

Amend the bill by replacing all after section 4 with the following:

5 Assessing Standards Board; Powers and Duties. RSA 21-J:14-b II is repealed and reenacted to read as follows:

II. All guidelines and practices developed or identified by the board, pursuant to this section, shall be reviewed and updated annually. The board shall hold a series of at least 3 public forums annually throughout the state to receive general comment through verbal and written testimony on assessing guidelines and practices. A quorum of the board shall not be required to hold such public forums.

6 Contingency. If SB 54-FN-LOCAL of the 2003 legislative session becomes law, section 5 of this act shall take effect 60 days after its passage and section 4 of this act shall not take effect. If SB 54-FN-LOCAL does not become law, section 4 of this act shall take effect 60 days after its passage and section 5 of this act shall not take effect.

7 Effective Date.

I. Sections 4 and 5 of this act shall take effect as provided in section 6 of this act.

II. Section 6 of this act shall take effect upon its passage.

III. The remainder of this act shall take effect 60 days after its passage.

Senator Eaton moved adoption.

Adopted.

July 1, 2003
2003-2291-EBA
05/01

Enrolled Bill Amendment to HB 262

The Committee on Enrolled Bills to which was referred HB 262

AN ACT relative to operators of bingo and games of chance.

Having considered the same, report the same with the following amendment, and the recommendation that the bill as amended ought to pass.

FOR THE COMMITTEE

Explanation to Enrolled Bill Amendment to HB 262

This enrolled bill amendment makes a technical correction.

Enrolled Bill Amendment to HB 262

Amend section 2 of the bill by replacing line 1 with the following:
2 Operation of Games of Chance. Amend RSA 287-D:2-b, VI to read as follows:

Senator Eaton moved adoption.

Adopted.

July 9, 2003

2003-2310-EBA

05/09

Enrolled Bill Amendment to HB 303

The Committee on Enrolled Bills to which was referred HB 303

AN ACT relative to life, accident, and health technicals and relative to minimum standards for claim review.

Having considered the same, report the same with the following amendment, and the recommendation that the bill as amended ought to pass.

FOR THE COMMITTEE

Explanation to Enrolled Bill Amendment to HB 303

This enrolled bill amendment makes technical corrections and inserts a section to resolve a conflict with 2003, 201 (SB 21).

Enrolled Bill Amendment to HB 303

Amend section 2 of the bill by replacing lines 2-3 with the following:
inserting after paragraph V the following new paragraph:

V-a. "Group excess loss insurance" means coverage purchased by an employer against the

Amend RSA 420-J:6, III as inserted by section 11 of the bill by replacing line 1 with the following:

III. Notification of claim denial shall be made within the following time periods:

Amend the bill by replacing all after section 12 with the following:

13 High Risk Pool Eligibility. RSA 404-G:5-e, I (d)-(e) are repealed and reenacted to read as follows:

(d) The individual is an "eligible individual" as defined in section 2741(b) of the Public Health Service Act;

(e) The individual has been certified as eligible for either federal trade adjustment assistance or for pension benefit guarantee corporation, as prescribed by the federal Trade Adjustment Assistance Reform Act of 2002 and the association, in accordance with procedures set forth in its plan of operation, is offering coverage in the high risk pool to such eligible persons at the time of the individual's application; or

(f) The individual has received an offer of coverage from a carrier of individual health insurance that contains a rider or endorsement excluding coverage for a specified condition pursuant to RSA 420-G:5, II.

14 Effective Date.

I. Section 13 of this act shall take effect August 29, 2003 at 12:01 a.m.

II. The remainder of this act shall take effect July 1, 2003.

Senator Eaton moved adoption.

Adopted.

July 2, 2003
2003-2298-EBA
03/10

Enrolled Bill Amendment to HB 357-FN

The Committee on Enrolled Bills to which was referred HB 357-FN AN ACT relative to child support insurance settlement intercept.

Having considered the same, report the same with the following amendment, and the recommendation that the bill as amended ought to pass.

FOR THE COMMITTEE

Explanation to Enrolled Bill Amendment to HB 357-FN

This enrolled bill amendment renumbers a new RSA provision to avoid a conflict with the provisions of 2003, 145 (HB 533).

Enrolled Bill Amendment to HB 357-FN

Amend section 1 of the bill by replacing lines 2-4 with the following: Support Insurance Settlement Intercept. Amend RSA 161-C by inserting after section 3-e the following new section:

161-C:3-f Child Support Insurance Settlement Intercept. The department may provide certain

Senator Eaton moved adoption.

Adopted.

July 2, 2003
2003-2295-EBA
08/09

Enrolled Bill Amendment to HB 546

The Committee on Enrolled Bills to which was referred HB 546 AN ACT relative to uniform prescription drug information cards.

Having considered the same, report the same with the following amendment, and the recommendation that the bill as amended ought to pass.

FOR THE COMMITTEE

Explanation to Enrolled Bill Amendment to HB 546

This enrolled bill amendment renumbers RSA sections to resolve a conflict with 2003, 216 (SB 152), and makes other technical changes.

Enrolled Bill Amendment to HB 546

Amend section 2 by replacing lines 2 and 3 with the following: RSA 415 by inserting after section 6-j the following new section: 415:6-k Individual Policy Prescription Drug Information Cards.

Amend section 3 by replacing lines 2 and 3 with the following: RSA 415 by inserting after section 18-n the following new section: 415:18-o Group or Blanket Plan Prescription Drug Information Cards.

Amend section 3 by replacing lines 13 and 14 with the following: prescription benefit, the name or trademark logo of the benefit administrator.

(b) The certificate holder's name and identification number.

Amend RSA 420-A:2 as inserted by section 4 by replacing lines 4 and 5 with the following:

II(4), RSA 415:6-g, **RSA 415:6-k**, RSA 415:18, V, RSA 415:18, VII(g), RSA 415:18, VII-a, RSA 415:18-a, RSA 415:18-j, **RSA 415:18-o**, RSA 415:22, RSA 417, RSA 417-E, RSA 420-J, and all applicable

Senator Eaton moved adoption.

Adopted.

July 9, 2003

2003-2313-EBA

03/01

Enrolled Bill Amendment to HB 615-FN

The Committee on Enrolled Bills to which was referred HB 615-FN
AN ACT relative to the requirements for registration of sexual offenders.

Having considered the same, report the same with the following amendment, and the recommendation that the bill as amended ought to pass.

FOR THE COMMITTEE

Explanation to Enrolled Bill Amendment to HB 615-FN

This enrolled bill amendment incorporates changes to RSA 632-A:4 enacted in HB 105 of the 2003 regular session and amends the title of the bill to reflect the contents of the bill.

Enrolled Bill Amendment to HB 615-FN

Amend the title of the bill by replacing it with the following:

AN ACT relative to the requirements for registration of sexual offenders and relative to certain acts of sexual assault.

Amend the bill by replacing section 7 with the following:

7 Sexual Assault and Related Offenses; Sexual Assault. RSA 632-A:4 is repealed and reenacted to read as follows:

632-A:4 Sexual Assault.

I. A person is guilty of a class A misdemeanor under any of the following circumstances:

(a) When the actor subjects another person who is 13 years of age or older to sexual contact under any of the circumstances named in RSA 632-A:2.

(b) In the absence of any of the circumstances set forth in RSA 632-A:2, when the actor engages in sexual penetration with a person, other than the actor's legal spouse, who is 13 years of age or older and under 16 years of age where the age difference between the actor and the other person is 3 years or less.

II. A person found guilty under subparagraph I(b) of this section shall not be required to register as a sexual offender under RSA 651-B.

III. A person is guilty of a misdemeanor if such person engages in sexual contact or sexual penetration with another person when the actor is in a position of authority over the person under any of the following circumstances:

(a) When the actor has direct supervisory or disciplinary authority over the victim by virtue of the victim being incarcerated in a correctional institution, the secure psychiatric unit, or juvenile detention facility where the actor is employed; or

(b) When the actor is a probation or parole officer or a juvenile probation and parole officer who has direct supervisory or disciplinary authority over the victim while the victim is on parole or probation or under juvenile probation.

Consent of the victim under any of the circumstances set forth in paragraph III shall not be considered a defense.

Amend the bill by replacing section 10 with the following:

10 Effective Date.

I. Section 7 of this act shall take effect January 1, 2004 at 12:02 a.m.

II. Sections 8 and 9 of this act shall take effect January 1, 2004.

III. The remainder of this act shall take effect 60 days after its passage.

Senator Eaton moved adoption.

Adopted.

July 1, 2003

2003-2293-EBA

05/09

Enrolled Bill Amendment to HB 619-FN-A

The Committee on Enrolled Bills to which was referred HB 619-FN-A
AN ACT expanding opportunities for dropout prevention and dropout recovery

Having considered the same, report the same with the following amendment, and the recommendation that the bill as amended ought to pass.

FOR THE COMMITTEE

Explanation to Enrolled Bill Amendment to HB 619-FN-A

This enrolled bill amendment makes technical corrections.

Enrolled Bill Amendment to HB 619-FN-A

Amend RSA 189:60, III(a) as inserted by section 1 of the bill by replacing line 1 with the following:

III.(a) The term of office for council members in subparagraphs I (a)-(d) shall be coterminous

Amend RSA 189:62, I as inserted by section 1 of the bill by replacing line 2 with the following:

programs and funds under this subdivision, provided that such programs and funds shall be targeted,

Amend RSA 189:62, II(d) as inserted by section 1 of the bill by replacing it with the following:

(d) Programs shall be existing operations with boards of directors.

Senator Eaton moved adoption.

Adopted.

July 10, 2003

2003-2316-EBA

04/01

Enrolled Bill Amendment to HB 627-FN

The Committee on Enrolled Bills to which was referred HB 627-FN

AN ACT relative to domicile for voting purposes, penalties for voter fraud, and access to preserved ballots.

Having considered the same, report the same with the following amendment, and the recommendation that the bill as amended ought to pass.

FOR THE COMMITTEE

Explanation to Enrolled Bill Amendment to HB 627-FN

This enrolled bill amendment makes technical corrections to the bill.

Enrolled Bill Amendment to HB 627-FN

Amend RSA 654:8-a, I as inserted by section 27 of the bill by replacing it with the following:

I. Any *person* qualified *as a* voter in a city whose name does not appear on the checklist where registration is required because the voter's voting [~~residence~~] *domicile* has changed from one ward in the city to another ward in the same city, and who is otherwise registered to vote in the election, may change voter registration at the office of the city clerk. A change in voter registration under this section shall be made no later than the final date set for correcting the checklist in the city. The city clerk [~~may~~] *shall* require the voter to provide acceptable proof of identification and acceptable proof of [~~residence~~] *domicile*.

Amend the bill by deleting section 60 and renumbering the original sections 61-66 to read as 60-65, respectively.

Senator Eaton moved adoption.

Adopted.

July 8, 2003
2003-2306-EBA
08/09

Enrolled Bill Amendment to HB 670-FN

The Committee on Enrolled Bills to which was referred HB 670-FN

AN ACT establishing a procedure for release by a state agency of statistical information for research purposes and relative to health care data.

Having considered the same, report the same with the following amendment, and the recommendation that the bill as amended ought to pass.

FOR THE COMMITTEE**Explanation to Enrolled Bill Amendment to HB 670-FN**

This enrolled bill amendment inserts a section to integrate amendments made to RSA 420-G:11, II by section 3 of this bill and by 2003, 145:3 (HB 533).

Enrolled Bill Amendment to HB 670-FN

Amend the bill by replacing all after section 6 with the following:

7 Information Disclosure to Child Support Enforcement Services. RSA 420-G:11, II is repealed and reenacted to read as follows:

II.(a) All health carriers shall electronically provide:

(1) Their encrypted claims data to the department and to the department of health and human services in accordance with rules approved by the commissioner of health and human services and adopted by the insurance commissioner under RSA 420-G:14.

(2) To the department of health and human services, cross-matched claims data on requested policyholders, and subscriber information necessary for third party liability for benefits provided under RSA 167, filed in accordance with rules adopted under RSA 167:3-c.

(b) Notwithstanding RSA 91-A:10, the collection, storage and release of health care data and statistical information that is subject to the federal requirements of the Health Information Privacy and Accountability Act (HIPAA) shall be governed exclusively by the rules adopted thereunder in 45 CFR Parts 160 and 164.

(c) To the department of health and human services, cross-matched claims data on requested policyholders, and subscriber information necessary to enforce medical child support orders administered by the office of child support enforcement services under RSA 161-C:3-b and RSA 161-C:3-e.

8 Effective Date.

I. Section 7 of this act shall take effect August 16, 2003 at 12:01 a.m.

II. The remainder of this act shall take effect upon its passage.

Senator Eaton moved adoption.

Adopted.

July 9, 2003
2003-2307-EBA
05/01

Enrolled Bill Amendment to HB 671-FN-A

The Committee on Enrolled Bills to which was referred HB 671-FN-A AN ACT establishing a contributory defined benefit judicial retirement plan.

Having considered the same, report the same with the following amendment, and the recommendation that the bill as amended ought to pass.

FOR THE COMMITTEE

Explanation to Enrolled Bill Amendment to HB 671-FN-A

This enrolled bill amendment makes a technical change.

Enrolled Bill Amendment to HB 671-FN-A

Amend RSA 100-C:1, XX as inserted by section 1 of the bill by replacing line 1 with the following:

XX. "Terminal funding" means providing the full present value of the total liability for

Senator Eaton moved adoption.

Adopted.

July 10, 2003
2003-2314-EBA
10/09

Enrolled Bill Amendment to HB 796-FN-LOCAL

The Committee on Enrolled Bills to which was referred HB 796-FN-LOCAL AN ACT relative to the taxation of manufactured housing and relative to notice required prior to the sale of a recreational campground.

Having considered the same, report the same with the following amendment, and the recommendation that the bill as amended ought to pass.

FOR THE COMMITTEE

Explanation to Enrolled Bill Amendment to HB 796-FN-LOCAL

This enrolled bill amendment makes certain changes in section 8 of the bill to clarify the meaning of RSA 216-I:16, I.

Enrolled Bill Amendment to HB 796-FN-LOCAL

Amend RSA 216-I:16, I as inserted by section 8 of the bill by replacing lines 3-5 with the following:

owner in the recreational campground of a recreational trailer, as defined in RSA 216-I:1, VIII(c), who pays property taxes to the municipality

in which the recreational campground is located and to each owner of a manufactured home who pays property taxes to the municipality for a home used seasonally in the recreational

Senator Eaton moved adoption.

Adopted.

July 7, 2003
2003-2305-EBA
05/09

Enrolled Bill Amendment to HB 798

The Committee on Enrolled Bills to which was referred HB 798

AN ACT relative to gifts by fiduciaries.

Having considered the same, report the same with the following amendment, and the recommendation that the bill as amended ought to pass.

FOR THE COMMITTEE

Explanation to Enrolled Bill Amendment to HB 798

This enrolled bill amendment makes a grammatical correction.

Enrolled Bill Amendment to HB 798

Amend RSA 506:6, V(b) as inserted by section 3 of the bill by replacing line 1 with the following:

(b) No attorney in fact may make a gift to himself or herself of property belonging

Senator Eaton moved adoption.

Adopted.

July 2, 2003
2003-2297-EBA
08/10

Enrolled Bill Amendment to HB 817

The Committee on Enrolled Bills to which was referred HB 817

AN ACT relative to the regulation of first and second mortgage brokers and mortgage servicers.

Having considered the same, report the same with the following amendment, and the recommendation that the bill as amended ought to pass.

FOR THE COMMITTEE

Explanation to Enrolled Bill Amendment to HB 817

This enrolled bill amendment incorporates amendments to RSA sections made by SB 121-FN of the 2003 session and 2003, 166:2 (SB 181) and makes various technical corrections.

Enrolled Bill Amendment to HB 817

Amend RSA 397-A:5, II (c) as inserted by section 4 of the bill by replacing line 18 with the following:

brings suit naming the principal within 6 years after the act upon which the recovery or

Amend RSA 397-A:5, III as inserted by section 4 of the bill by replacing line 16 with the following:

(a) The plaintiff, who may be the attorney general in a suit, action, or

Amend RSA 397-A:5, III as inserted by section 4 of the bill by replacing lines 19 and 20 with the following:

on file with the commissioner; and

(b) The plaintiff's affidavit of compliance with this paragraph is filed in the

Amend RSA 397-A:12, VII as inserted by section 9 of the bill by replacing line 2 with the following:

representatives of such person shall make freely available to the commissioner or his or her examiners, the

Amend RSA 397-A:12, IX as inserted by section 9 of the bill by replacing line 4 with the following:

hearing and issuance of his or her order thereon. If no such closed hearing has been requested or held, the

Amend section 10 of the bill by replacing lines 1 – 7 with the following:

10 Annual Report; Financial Statement Added. Amend RSA 397-A:13, II - IV to read as follows:

Amend RSA 397-A:17, II as inserted by section 13 of the bill by replacing line 1 with the following:

II. The banking department may, upon due notice and opportunity for a hearing, suspend

Amend RSA 397-A:21, V as inserted by section 17 of the bill by replacing line 13 with the following:

know, and in the exercise of reasonable care could not have known, of the existence of facts

Amend RSA 397-B:4, I as inserted by section 23 of the bill by replacing line 6 with the following:

on a form prescribed by the [bank] commissioner and paying a renewal registration fee of \$50, on or

Amend RSA 397-B:4, II as inserted by section 23 of the bill by replacing line 16 with the following:

(a) The plaintiff, who may be the attorney general in a suit, action, or

Amend RSA 397-B:4, II as inserted by section 23 of the bill by replacing lines 19 and 20 with the following:

on file with the commissioner; and

(b) The plaintiff's affidavit of compliance with this paragraph is filed in the

Amend RSA 397-B:6, V as inserted by section 24 of the bill by replacing line 13 with the following:

know, and in the exercise of reasonable care could not have known, of the existence of facts

Amend RSA 397-B:8, I as inserted by section 25 of the bill by replacing line 6 with the following:

to such effect. The [bank] commissioner shall adopt rules in accordance with RSA 541-A relative to

Amend RSA 398-A:1-a, II as inserted by section 30 of the bill by replacing line 2 with the following:

by the [bank] commissioner.

Amend RSA 398-A:1-a, IV(b) as inserted by section 30 of the bill by replacing line 3 with the following:

under this chapter[;]; and [that]

Amend RSA 398-A:7-a, V as inserted by section 36 of the bill by replacing line 13 with the following:

know, and in the exercise of reasonable care could not have known, of the existence of facts

Amend RSA 398-A:14, III as inserted by section 38 of the bill by replacing line 2 with the following:

provides the commissioner with:

Amend the bill by replacing all after section 40 with the following:

41 Revocation; SB 181 Amendment. Amend RSA 398-A:1-b, I(b) to read as follows:

(b) Does not meet the standards established in RSA 398-A:1-a, IV[-~~The licensee shall have a right of appeal to the board of trust company incorporation~~];

42 Nullification of SB 181 Amendment. RSA 398-A:1-b as inserted by 2003, 166:2 (SB 181) shall not take effect.

43 Contingent Amendment; SB 121; New Paragraph; Definition. Amend RSA 398-A:1 by inserting after paragraph V the following new paragraph:

V-a. "Originator" means an individual who is employed or retained and supervised by a mortgage lender or broker required to be licensed under RSA 397-A or 398-A, and who, for compensation or gain or in the expectation of compensation or gain, negotiates, solicits, arranges, or finds a mortgage loan. No individual may act as an originator for more than one licensee.

44 Contingent Amendment; SB 121. RSA 398-A:1-a, II is repealed and reenacted to read as follows:

II. The application for such license shall be in writing, under oath and in the form prescribed by the commissioner. Each applicant shall provide a list of all individuals, and the address of the work location of each such individual, who will act as originators for the licensee.

45 Contingent Amendment; SB 121. RSA 398-A:1-e, I is repealed and reenacted to read as follows:

I. Each licensee shall file with the commissioner on or before February 1 of each year a report under oath concerning the business and operations for the preceding calendar year ending December 31 in the form prescribed by the commissioner. The annual report shall include a list of all individuals, and the address of the work location of each such individual, who act as originators for the licensee. The commissioner shall publish an analysis of the information required under this section as a part of his or her annual report. Any licensee failing to file the report required by this section within the time prescribed shall pay to the commissioner the sum of \$25 for each calendar day the report is overdue.

46 Contingency. If SB 121-FN of the 2003 session becomes law, then sections 43 - 45 of this act shall take effect at 12:01 a.m. on the effective date of sections 1-40 of this act. If SB 121-FN of the 2003 session does not become law, then sections 42 - 45 of this act shall not take effect.

47 Effective Date.

I. Sections 43 - 45 of this act shall take effect as provided in section 46.

II. Section 41 of this act shall take effect January 1, 2004.

III. The remainder of this act shall take effect 30 days after its passage.

Senator Eaton moved adoption.

Adopted.

June 27, 2003
2003-2279-EBA
04/09

Enrolled Bill Amendment to HB 248

The Committee on Enrolled Bills to which was referred HB 248

AN ACT requiring the disclosure of information to victims in juvenile delinquency cases.

Having considered the same, report the same with the following amendment, and the recommendation that the bill as amended ought to pass.

FOR THE COMMITTEE

Explanation to Enrolled Bill Amendment to HB 248

This enrolled bill amendment corrects the numbering of subparagraphs in RSA 169-B:34, III.

Enrolled Bill Amendment to HB 248

Amend RSA 169-B:34, III as inserted by section 1 of the bill by replacing it with the following:

III. ~~[(a)]~~ At any time after the ~~[arrest]~~ *diversion or arraignment* of a juvenile ~~[or the service of a juvenile petition]~~, the following information regarding the juvenile ~~[may]~~ *shall* be disclosed to the victim, *and may be disclosed to the victim's immediate family*, upon the ~~[victim's]~~ request *of the victim or the victim's immediate family*, by a law enforcement agency or the prosecution:

~~[(1)]~~ (a) Name.

~~[(2)]~~ (b) Age.

~~[(3)]~~ (c) Address.

~~[(4)]~~ (d) Gender.

~~[(5)]~~ (e) Offense charged.

~~[(6)]~~ (f) Custody status.

(g) Adjudicatory status and disposition.

~~[(b) The information under subparagraph (a) shall not be unreasonably withheld.]~~

Senator Eaton moved adoption.

Adopted.

July 1, 2003
2003-2288-EBA
05/09

Enrolled Bill Amendment to HB 336-LOCAL

The Committee on Enrolled Bills to which was referred HB 336-LOCAL

AN ACT relative to the development and adoption of the school administrative unit budget.

Having considered the same, report the same with the following amendment, and the recommendation that the bill as amended ought to pass.

FOR THE COMMITTEE

Explanation to Enrolled Bill Amendment to HB 336-LOCAL

This enrolled bill amendment makes technical corrections.

Enrolled Bill Amendment to HB 336-LOCAL

Amend RSA 194-C:9-b, I(a) as inserted by section 2 of the act by replacing lines 11-16 with the following:

"Shall the voters of _____ (name of town) _____ adopt a school administrative unit budget of \$_____ for the forthcoming fiscal year in which \$_____ is assigned to the school budget of this school district?"

This year's adjusted budget of \$_____, with \$_____ assigned to the school budget of this town, will be adopted if the article does not receive the weighted majority vote of the school district voters in this school administrative unit."

Senator Eaton moved adoption.

Adopted.

July 1, 2003
2003-2289-EBA
08/01

Enrolled Bill Amendment to HB 387-FN

The Committee on Enrolled Bills to which was referred HB 387-FN

AN ACT allowing free day-use admission to the state park system for certain active and retired members of the New Hampshire national guard.

Having considered the same, report the same with the following amendment, and the recommendation that the bill as amended ought to pass.

FOR THE COMMITTEE

Explanation to Enrolled Bill Amendment to HB 387-FN

This enrolled bill amendment makes a technical change to reconcile statute changes made by previously enacted legislation.

Enrolled Bill Amendment to HB 387-FN

Amend section 1 of the bill by replacing lines 2-4 with the following: New Hampshire National Guard. Amend RSA 216-A:3-g by inserting after paragraph IV the following new paragraph:

V.(a) Any active member of a federally recognized unit of the New Hampshire national

Senator Eaton moved adoption.

Adopted.

June 30, 2003
2003-2281-EBA
08/10

Enrolled Bill Amendment to HB 577-FN-A-LOCAL

The Committee on Enrolled Bills to which was referred HB 577-FN-A-LOCAL

AN ACT relative to implementing the Help America Vote Act of 2002 and relative to use of government property for electioneering.

Having considered the same, report the same with the following amendment, and the recommendation that the bill as amended ought to pass.

FOR THE COMMITTEE

Explanation to Enrolled Bill Amendment to HB 577-FN-A-LOCAL

This enrolled bill amendment changes the title of the bill to accurately reflect its contents.

Enrolled Bill Amendment to HB 577-FN-A-LOCAL

Amend the title of the bill by replacing it with the following:

AN ACT relative to implementing the Help America Vote Act of 2002.

Senator Eaton moved adoption.

Adopted.

June 30, 2003

2003-2285-EBA

05/09

Enrolled Bill Amendment to HB 669-FN

The Committee on Enrolled Bills to which was referred HB 669-FN

AN ACT relative to dental insurance benefits and eligibility for medical benefits for retired state employees.

Having considered the same, report the same with the following amendment, and the recommendation that the bill as amended ought to pass.

FOR THE COMMITTEE**Explanation to Enrolled Bill Amendment to HB 669-FN**

This enrolled bill amendment corrects the title of the bill to reflect its contents.

Enrolled Bill Amendment to HB 669-FN

Amend the title of the bill by replacing it with the following:

AN ACT relative to eligibility for medical benefits for retired state employees.

Senator Eaton moved adoption.

Adopted.

June 30, 2003

2003-2286-EBA

05/10

Enrolled Bill Amendment to HB 606

The Committee on Enrolled Bills to which was referred HB 606

AN ACT establishing a right-to-know study commission and relative to meetings open to the public.

Having considered the same, report the same with the following amendment, and the recommendation that the bill as amended ought to pass.

FOR THE COMMITTEE**Explanation to Enrolled Bill Amendment to HB 606**

This enrolled bill amendment makes technical corrections.

Enrolled Bill Amendment to HB 606

Amend paragraph II of section 3 of the bill by replacing line 2 with the following:

attending to the duties of the commission.

Amend RSA 91-A:2, I(d) as inserted by section 7 of the bill by replacing it with the following:

(d) A caucus consisting of elected members of a public body of the same political party who were elected on a partisan basis at a state general election or elected on a partisan basis by a town or city which has adopted a partisan ballot system pursuant to RSA 669:12 or RSA 44:2.

Senator Eaton moved adoption.

Adopted.

July 7, 2003
2003-2304-EBA
06/01

Enrolled Bill Amendment to SB 41-FN

The Committee on Enrolled Bills to which was referred SB 41-FN
AN ACT relative to the installation of airbags.

Having considered the same, report the same with the following amendment, and the recommendation that the bill as amended ought to pass.

FOR THE COMMITTEE

Explanation to Enrolled Bill Amendment to SB 41-FN

This enrolled bill amendment makes a technical correction to the amending language of the bill.

Enrolled Bill Amendment to SB 41-FN

Amend section 1 of the bill by replacing line 2 with the following:
after section 11 the following new sections:

Senator Eaton moved adoption.

Adopted.

July 9, 2003
2003-2308-EBA
04/01

Enrolled Bill Amendment to SB 54-FN-LOCAL

The Committee on Enrolled Bills to which was referred SB 54-FN-LOCAL
AN ACT relative to the local inventory of property values for assessment of property taxes, and relative to municipal property assessment certification goals of the department of revenue administration.

Having considered the same, report the same with the following amendment, and the recommendation that the bill as amended ought to pass.

FOR THE COMMITTEE

Explanation to Enrolled Bill Amendment to SB 54-FN-LOCAL

This enrolled bill amendment corrects a reference in a bill section heading and amends the title of the bill to reflect its contents.

Enrolled Bill Amendment to SB 54-FN-LOCAL

Amend the title of the bill by replacing it with the following:

AN ACT relative to the local inventory of property values for assessment of property taxes, and relative to municipal property assessment certification guidelines of the department of revenue administration.

Amend section 2 of the bill by replacing line 1 with the following:

2 Inventory of Property; September 1 Deadline; Penalty Added. Amend RSA 21-J:34, I to read as

Senator Eaton moved adoption.

Adopted.

July 10, 2003

2003-2315-EBA

03/09

Enrolled Bill Amendment to SB 72

The Committee on Enrolled Bills to which was referred SB 72

AN ACT relative to the regulation of small loans, title loans, and payday loans.

Having considered the same, report the same with the following amendment, and the recommendation that the bill as amended ought to pass.

FOR THE COMMITTEE

Explanation to Enrolled Bill Amendment to SB 72

This enrolled bill amendment makes various technical and grammatical corrections.

Enrolled Bill Amendment to SB 72

Amend RSA 399-A:1, IX as inserted by section 1 of the bill by replacing line 2 with the following:

may permit a borrower from time to time to obtain loans from the creditor as described in RSA 358-K:1,

Amend RSA 399-A:2, III as inserted by section 1 of the bill by replacing line 3 with the following:

companies, savings or building and loan associations, or credit unions, or to loans made by them, nor

Amend RSA 399-A:3, I as inserted by section 1 of the bill by replacing line 6 with the following:

principal officers; names of any branch managers; the trade name, if any, under which the applicant

Amend RSA 399-A:3, III as inserted by section 1 of the bill by replacing line 7 with the following:

consent in connection with a previous application need not file another. When any person, including

Amend RSA 399-A:4, III as inserted by section 1 of the bill by replacing line 1 with the following:

III. Each license shall specify the name and address of the licensee and the location of the office

Amend RSA 399-A:4, VI as inserted by section 1 of the bill by replacing lines 2-3 with the following:

and regulations promulgated thereunder, including the Federal Truth in Lending Act, and the laws, orders, and rules of this state. Any violation of such law, rule, or order shall be a violation of

Amend RSA 399-A:6, I(b) as inserted by section 1 of the bill by replacing line 6 with the following:

signed by a duly authorized officer of the licensee. The certification statement shall state that

Amend RSA 399-A:7, I(c) as inserted by section 1 of the bill by replacing line 1 with the following:

(c) Has made fraudulent misrepresentations, or has circumvented or concealed, through

Amend RSA 399-A:7, I(f) as inserted by section 1 of the bill by replacing line 2 with the following:

jurisdiction from engaging in or continuing any conduct or practice involving any aspect of lending

Amend RSA 399-A:7, I(j) as inserted by section 1 of the bill by replacing it with the following:

(j) Should not be licensed for other good cause shown.

Amend RSA 399-A:11, VII(d) as inserted by section 1 of the bill by replacing line 3 with the following:

waiver or limitation applies only to property subject to a security interest executed in connection with

Amend RSA 399-A:12, I as inserted by section 1 of the bill by replacing line 2 with the following:

goods, or things of value upon such security not forbidden by RSA 399-A:11, VIII as may be agreed

Amend RSA 399-A:12, VI(e) as inserted by section 1 of the bill by replacing lines 2-3 with the following:

lender of termination of such loan, and surrender to the lender of any checks or other device used to obtain credit: mark plainly every note, agreement, or assignment signed by an obligor, with the

Amend RSA 399-A:14 as inserted by section 1 of the bill by replacing lines 4-5 with the following:

any fee charged to the lender by an unaffiliated financial institution for each dishonored check.

II. Make more than one outstanding loan that is secured by one title.

Amend RSA 399-A:18, III as inserted by section 1 of the bill by replacing line 3 with the following:

suspension or revocation of any registration or license, or an administrative fine not to exceed

Amend RSA 399-A:18, IV as inserted by section 1 of the bill by replacing lines 3-4 with the following:

suspension, revocation, or denial of any registration or license, including the forfeiture of any application fee, or an administrative fine not to exceed \$1,500 for each violation in lieu of or in addition

Amend RSA 399-A:18, V as inserted by section 1 of the bill by replacing line 3 with the following:

by law, be subject to suspension, revocation, or denial of any registration or license, including

Amend RSA 399-A:18, VI as inserted by section 1 of the bill by replacing line 6 with the following:

opportunity for hearing, and in addition to any other penalty provided for by law, be subject to

Amend the bill by inserting after section 1 the following and renumbering the original section 2 to read as 3:

2 Application of Receipts; General Revenue Exceptions; Reference Changed. Amend RSA 6:12, I(b)(142) to read as follows:

(142) Moneys deposited in the consumer credit administration license fund under RSA [~~399-A:13~~] **399-A:5**.

Senator Eaton moved adoption.

Adopted.

July 9, 2003
2003-2311-EBA
06/10

Enrolled Bill Amendment to SB 227

The Committee on Enrolled Bills to which was referred SB 227

AN ACT relative to the board of occupational therapy, the board of respiratory care practice, the board of speech-language therapists, the board of athletic trainers practice, the board of physical therapy practice, and the board of directors of the office of licensed allied health professionals; relative to the board of podiatry; and relative to possession of prescription medication by licensed nurses.

Having considered the same, report the same with the following amendment, and the recommendation that the bill as amended ought to pass.

FOR THE COMMITTEE

Explanation to Enrolled Bill Amendment to SB 227

This enrolled bill amendment makes certain technical corrections to the bill.

Enrolled Bill Amendment to SB 227

Amend RSA 326-C:1, I as inserted by section 1 of the bill by replacing line 1 with the following:

I. "Board" means the occupational therapy governing board established in RSA [~~328-F:3~~] **328-F**.

Amend RSA 326-G:3 as inserted by section 4 of the bill by replacing line 3 with the following
 application of this chapter the practitioners of athletic training designated in RSA 326-G:2, III.

Amend RSA 328-A:2, I as inserted by section 5 of the bill by replacing line 1 with the following:

I. "Board" means the physical therapy governing board established in RSA [~~328-F:3, I~~] **328-F**.

Amend section 10 of the bill by replacing line 1 with the following:

10 Physical Therapy Practice. Amend the section heading of RSA 328-A:5 to read as follows:

Amend RSA 328-A:7, IV as inserted by section 20 of the bill by replacing line 6 with the following:

applicant shall not retake the examination a fourth time unless:

Amend section 25 of the bill by replacing line 1 with the following:

25 Physical Therapy Practice; Use of Titles. Amend the section heading of RSA 328-A:10 to read as

Amend section 26 of the bill by replacing line 1 with the following:

26 Physical Therapy Practice; Obligation of Licensees. Amend the section heading of RSA 328-A:11

Amend section 30 of the bill by replacing line 1 with the following:

30 Physical Therapy Practice; Rights of Consumers. Amend the section heading of RSA 328-A:15 to

Amend section 32 of the bill by replacing line 1 with the following:

32 Physical Therapy Practice; Reporting Violations; Rights of Consumers. Amend RSA 328-A:15, II

Amend RSA 328-F:2, V as inserted by section 37 of the bill by replacing line 2 with the following:

defined in RSA ~~[328-A:1, IX]~~ **328-A:2, IX.**

Amend RSA 328-F:2, VI as inserted by section 37 of the bill by replacing line 2 with the following:

RSA ~~[326-G:1, V]~~ **326-G:1, III.**

Amend section 45 of the bill by replacing line 1 with the following:

45 Board of Directors; Responsibilities. Amend RSA 328-F:12, IV to read as follows:

Amend RSA 328-F:18, II as inserted by section 49 of the bill by replacing line 2 with the following:

reinstate any lapsed or suspended license, until the applicant has completed the application

Amend RSA 328-F:26 as inserted by section 56 of the bill by replacing line 5 with the following:

reduced to writing and combined with a hearing notice which complies with this chapter. A licensee

Amend RSA 318:42, XI as inserted by section 64 of the bill by replacing line 6 with the following:

pharmacy board and~~[, in the course of such employment,]~~ from administering such preapproved

Senator Eaton moved adoption.

Adopted.

July 2, 2003

2003-2299-EBA

04/09

Enrolled Bill Amendment to SB 45

The Committee on Enrolled Bills to which was referred SB 45

AN ACT relative to the adoption procedure, eligibility, and amounts of property tax exemptions and credits and the property tax deferral program.

Having considered the same, report the same with the following amendment, and the recommendation that the bill as amended ought to pass.

FOR THE COMMITTEE

Explanation to Enrolled Bill Amendment to SB 45

This enrolled bill amendment makes technical corrections.

Enrolled Bill Amendment to SB 45

Amend RSA 72:27-a, II as inserted by section 1 of the bill by replacing line 2 with the following:

of such exemption or credit, and the manner of its determination, as listed in paragraph I. The

Amend section 7 of the bill by replacing line 1 with the following:

7 Investigation of Application. Amend RSA 72:34, I to read as

Amend RSA 72:38-a, II-a as inserted by section 13 of the bill by replacing line 2 with the following:

with the selectmen or assessors, by March 1 following the date of notice of tax under RSA 72:1-d, a

Amend RSA 72:39-a, III as inserted by section 15 of the bill by replacing line 1 with the following:

III. Upon the death of an owner residing with a spouse pursuant to subparagraph II(b) or II(d),

Amend section 26 of the bill by replacing lines 1 and 2 with the following:

26 Contingent Amendment 2005; HB 806 Application for Exemptions or Tax Credits. The introductory paragraph of RSA 72:33, I is repealed and reenacted to read as follows:

Senator Eaton moved adoption.

Adopted.

REPORT OF COMMITTEE ON ENROLLED BILLS

The Committee on Enrolled Bills has examined and found correctly Enrolled the following entitled House and/or Senate Bill(s):

HB 81-FN-A, amending the effective date of HB 694-FN of the 2003 legislative session.

HB 608-FN-L, reducing the education property tax rate and relative to the calculation of adequate education grants.

SB 23-FN, allowing veterans the right to purchase credit in the retirement system for certain service in the armed forces.

SB 70, establishing a commission to study implementing a recommendation of the New Hampshire estuaries project management plan.

SB 130-FN-L, relative to county departments of corrections.

Senator D'Allesandro moved adoption.

Adopted.

REPORT OF COMMITTEE ON ENROLLED BILLS

The Committee on Enrolled Bills has examined and found correctly Enrolled the following entitled House and/or Senate Bill(s):

HB 173, making technical corrections relative to the exception from the meals and rooms tax for gratuities.

HB 175, relative to membership of attorneys in the New Hampshire Bar Association and lobbying by the Bar Association.

HB 195, prohibiting all part-time district court judges and district court clerks from practicing law in the district courts.

HB 198, relative to the police powers of law enforcement officers called to respond to incidents in other jurisdictions and relative to the authority of the Maine marine patrol to perform certain law enforcement functions in the waters of New Hampshire.

HB 204, relative to venue in juvenile proceedings.

HB 261, relative to lucky 7 licenses.

HB 287, establishing a professional malpractice claims study commission and establishing a commission to identify medical errors and their causes.

HB 288-FN, imposing a criminal penalty for the dissemination of certain materials without consent.

HB 323, relative to the task force on family law.

HB 332-FN, relative to the use of prerecorded telephone messages by candidates and political committees.

HB 389, relative to victim impact statements.

HB 420, relative to state-owned trails and parking lots in the town of Windham.

HB 509, relative to access to motor vehicle records.

HB 558, relative to financial reports on bingo and lucky 7 operations.

HB 590-FN, relative to highway fund budget reporting requirements.

HB 705, establishing a committee to study the application of the communications services tax and continuing the property tax exemption for wooden poles and conduits.

HB 709-FN, relative to nursing homes and other residential care facilities in receivership.

HB 718-FN, relative to judicial proceedings for crimes committed by a minor which are not charged until after the minor reaches the age of majority and relative to the statute of limitations in cases involving destruction or falsification of evidence, witness tampering, or other unlawful conduct.

HB 811, relative to limiting the liability of manufacturers, distributors, dealers, or importers of firearms or ammunition for damages resulting from misuse.

SB 42, relative to the insurance rebating laws.

SB 62, relative to the application and enforcement of the state building code and the membership of the state building code review board.

SB 115, increasing the fees for review of subdivisions and waste disposal systems by the department of environmental services and making an appropriation for implementing information technology and regulatory process improvements.

SB 120, relative to testimony by video teleconference in criminal cases.

SB 134, relative to the regulation of real estate brokers by the real estate commission.

SB 154, relative to landlord access to rental properties.

SB 174, relative to scheduled permanent impairment awards and remedial care under workers' compensation.

SB 223-FN-A, relative to fees for copies of motor vehicle records, relative to the fire standards and training and emergency medical services fund, and relative to the fire standards and training and emergency medical services report and budget.

Senator D'Allesandro moved adoption.

Adopted.

REPORT OF COMMITTEE ON ENROLLED BILLS

The Committee on Enrolled Bills has examined and found correctly Enrolled the following entitled House and/or Senate Bill(s):

HB 248, requiring the disclosure of information to victims in juvenile delinquency cases.

HB 336-L, relative to the development and adoption of the school administrative unit budget.

HB 387-FN, allowing free day-use admission to the state park system for certain active and retired members of the New Hampshire national guard.

HB 577-FN-A-L, relative to implementing the Help America Vote Act of 2002.

HB 606, establishing a right-to-know study commission and relative to meetings open to the public.

HB 669-FN, relative to eligibility for medical benefits for retired state employees.

SB 87, changing the membership of the commission to study setback requirements for septage, biosolids, and short paper fibers, and extending the temporary use of septage, biosolids, and short paper fiber by certain persons.

Senator Green moved adoption.

Adopted.

REPORT OF COMMITTEE ON ENROLLED BILLS

The Committee on Enrolled Bills has examined and found correctly Enrolled the following entitled House and/or Senate Bill(s):

HB 79, relative to the regulation of water treatment equipment installers by the plumber's board, and establishing a committee to study the regulation of the installation and servicing of fire detection and suppression systems and the licensure of water treatment technicians.

HB 135-FN-L, relative to charter schools.

HB 139, relative to the collection and reporting of school drop-out, suspension, and expulsion data; relative to the deadlines for submitting certain reports to the department of education; and establishing a state-wide education accountability system.

HB 242, relative to the number of members on, and quorum necessary for, the assessing standards board.

HB 262, relative to operators of bingo and games of chance.

HB 303, relative to life, accident, and health technicals and relative to minimum standards for claim review.

HB 310, establishing a commission to study child support and related child custody issues.

HB 316-FN, relative to insurance coverage for anesthesia for child dental care.

HB 357-FN, relative to child support insurance settlement intercept.

HB 361-L, permitting municipalities to form regional water districts.

HB 415, raising the age of the speedy trial requirement from 13 years of age to 16 years of age in sexual assault cases involving minors and relative to the exclusive authority of the state over the regulation of firearms, ammunition, and components thereof.

HB 470, relative to health insurance providers.

HB 543, relative to increasing the membership of the board of accountancy and relative to appeals of board decisions.

HB 546, relative to uniform prescription drug information cards.

HB 615-FN, relative to the requirements for registration of sexual offenders and relative to certain acts of sexual assault.

HB 619-FN-A, expanding opportunities for dropout prevention and dropout recovery.

HB 621-FN-A-L, extending the Parents as Teachers program in Sullivan county and making an appropriation therefor.

HB 627-FN, relative to domicile for voting purposes, penalties for voter fraud, and access to preserved ballots.

HB 654-FN, relative to criminal liability for the destruction or disconnection of a smoke detector by a tenant in a rental dwelling.

HB 670-FN, establishing a procedure for release by a state agency of statistical information for research purposes and relative to health care data.

HB 671-FN-A, establishing a contributory defined benefit judicial retirement plan.

HB 680-FN, establishing a committee to study service contracts and relative to prepaid legal services contracts.

HB 702-FN, relative to payment of medical benefits costs for disabled group II members of the retirement system.

HB 748, making changes to the laws governing off highway recreational vehicles and the multi-use state-wide trail system and allowing the department of safety to suspend or revoke a motor vehicle drivers' license for causing certain serious damage to property.

HB 751-FN-L, implementing an alternative school building aid grant formula, establishing size and cost standards for the construction of new school facilities, and permitting high school vocational technical education programs which lease space to be eligible for school building aid grants.

HB 796-FN-L, relative to the taxation of manufactured housing and relative to notice required prior to the sale of a recreational campground.

HB 798, relative to gifts by fiduciaries.

HB 817, relative to the regulation of first and second mortgage brokers and mortgage servicers.

SB 41-FN, relative to the installation of airbags.

SB 44, relative to penalties for vehicle dealers, relative to special number plates for certain veterans, and relative to the Conway Branch railroad line.

SB 45, relative to the adoption procedure, eligibility, and amounts of property tax exemptions and credits and the property tax deferral program.

SB 54-FN-L, relative to the local inventory of property values for assessment of property taxes, and relative to municipal property assessment certification guidelines of the department of revenue administration.

SB 60-FN, relative to voluntary certification of persons installing or servicing propane gas, natural gas, or heating oil equipment.

SB 63-FN-A-L, relative to establishing community reinvestment and opportunity zones and granting business tax credits for investments in projects in such zones.

SB 72, relative to the regulation of small loans, title loans, and payday loans.

SB 98-FN, prohibiting telemarketers from contacting customers on a federal do-not-call registry.

SB 121-FN, relative to mortgage originators.

SB 155, establishing a commission to study issues relative to ground-water withdrawals.

SB 212, requiring fiscal impact statements for interim administrative rules, prohibiting agencies from requiring by rule the submission of social security numbers, and authorizing certain agencies to collect social security numbers.

SB 227, relative to the board of occupational therapy, the board of respiratory care practice, the board of speech-language therapists, the board of athletic trainers practice, the board of physical therapy practice, and the board of directors of the office of licensed allied health professionals; relative to the board of podiatry; and relative to possession of prescription medication by licensed nurses.

SB 229, changing the responsibility for administering the school building aid program and authorizing the Conway school district to hold a special meeting.

Senator Clegg moved adoption.

Adopted.

In recess.

Out of Recess.

LATE SESSION

Senator Clegg moved that the Senate adjourn from the late session.

Adopted.

Adjournment.

September 4, 2003

The Senate met at 11:00 a.m.

A quorum was present.

The Reverend David P. Jones, chaplain to the Senate, offered the prayer.

Good Morning!

I have been asked by Senator Barnes, before we have the opening prayer to ask you to remember Representative Roger King who served in the House for 20 years and he died last week at the age of 84 after a long,

full, productive life and his funeral is happening this morning. So let us just take a moment to give thanks for his life and also to think of all of those people whose lives we touch and touch us and be grateful for them. Thank you.

In my experience, the most elaborate and risky rituals one can get involved in are funerals and weddings, for in either of these moving and momentous events, something unexpected always happens and something – big or little – usually goes wrong. When at a wedding you ask if there are any objections and someone raise a hand, you'd better have a plan B. I have experienced that. When at a funeral, upon arriving at the cemetery, you discover that the grave has been dug in the wrong family's plot, you need to adjust, and quickly. Writing and implementing a budget for this state, it seems to me, is a lot like planning a wedding or conducting a funeral. You just never know what will happen. What you have reminded us all, over your summertime of budget work, and what you have surely re-remembered yourselves, is that great life lesson that to achieve the ultimate and overriding goal of the day, three things are necessary: *flexibility* (you might have to alter your plan), *creativity* (you might have to think and act in a radical new way) and the *capacity to distinguish* between the important and the essential. So it's like running a wedding or a funeral. I will leave it to you to determine which of those two events is a more apt comparison today. Let us pray:

Gracious God, bend us gently to Your ways. Imprint upon our minds and hearts fresh and brave ideas. And sharpen our perceptive powers that we may see the path that leads all the way to the end of our journey. Amen.

Senator Cohen led the Pledge of Allegiance.

INTRODUCTION OF GUESTS

HOUSE MESSAGE

The House of Representatives has passed Bills with the following titles, in the passage of which it asks the concurrence of the Senate:

HB 3-A, making appropriations for the expenses of certain departments of the state for fiscal years ending June 30, 2004, and June 30, 2005.

HB 4-FN-A, relative to state fees, funds, revenues, and expenditures.

SUSPENSION OF THE RULES

Senator Clegg moved that the Rules of the New Hampshire Senate be so far suspended as to dispense with the introduction, referral to committee, notice of hearing, a committee hearing, a committee report, and notice of report in the calendar and that **House Bills 3 and 4** both be on second reading at the present time.

Adopted by the necessary 2/3 vote.

HB 3-A, making appropriations for the expenses of certain departments of the state for fiscal years ending June 30, 2004, and June 30, 2005.

Senator Green moved ought to pass.

SENATOR GREEN: Thank you Mr. President. As you all know, the budget is about to be voted on, HB 3. It is very similar to HB 1, which was passed two months ago by this body. You have all seen the list of changes to the budget that were recommended by the budget advisory group and agreed to by the governor, so I won't bore you with details unless you have any questions. The budget still contains the legislative budget priorities,

programs and policies. It also contains some cost-savings by the way that we run state government. Those changes and efficiencies should lead to savings in this biennium and in the future. As I have said before, the budget is not perfect. No budget ever is, but the legislative budget accomplishes some very important things. It controls spending. It does not raise taxes. It funds essential services, and the Governor has committed to signing it into law. All of those things are good. I hope that you will join me in voting for the budget. With the continuing resolution about to expire, it is time to enact a budget so we can move on with the business of running government. Thank you very much.

SENATOR LARSEN: Thank you Mr. President. I rise today to praise the persistence first to our fellow Democrats in the House who worked day and night on the Finance Committee. Without the House's Democrats support to achieve a two-thirds vote, this more compassionate budget would never have arrived back to us again today. I also want to praise our own Democrats in the Senate, particularly those on Senate Finance, as I know the long hours, attentive meetings and hard work they put into this budget. In fact, all of those who worked on this budget have earned our respect. We all saw the budget that we were originally presented by the Governor. What we see today is a very different document, even after the Governor's veto, because the Senate held firm and refused to cut critical and essential government services to our people. We have a better budget than the Benson budget. This budget is the result of all of us listening to the people of this state, rather than bowing to the pressures from the corner office, this budget is perhaps the best that could be wrought, while operating within the constraints and limitations of a Governor who has not listened or learned well what the needs of our citizens truly are; and for those who have truly listened and perhaps changed their minds here today, and on earlier issues, by listening, you have gained the respect of all of your colleagues. There are a few of us here in the Senate, and I believe in the House, who have spent sleepless nights thinking over how we will vote on this budget today. House Democrats knew that they were needed. To vote for this budget is the lesser of two evils. If this budget were to fail, we all believe that the next draft would be far worse under the pressures from Benson's corner office. I applaud some of the victories in this budget battle, which include restoring all of Benson's five percent cut in Medicaid payments to healthcare providers, thus awarding cost-shifting onto private health insurance. I applaud the \$4.8 million move, to move disabled residents off the waitlist. We applaud the funding for the University of New Hampshire which is \$8.7 million more than Benson's budget proposal. That money will alleviate tuition pressures and educate our workforce. We applaud the \$6.1 million that is added back into our mental health centers originally targeted for cut-backs. We applaud the funding of Medicaid payments of wheelchair and ambulance rides, eyeglasses, adult daycare and emergency dental care. My vote against this budget today is for the property taxpayers of this state. If we all vote for this budget today, who will be the voice for those who see their property taxes rising in the next two years? Who will be the voice for the over \$100 million in the cuts to state education funds while we continue to work on the school funding formula through HB 608 discussions? There is always the risk and a very real risk, that as adequacy funds go down, local property taxes go up. Who will be the voice for the families of alcoholics who have nowhere to

turn because \$2.5 million is cut from our alcohol and prevention treatment programs, and what will that do to our county jails, our local taxes and prison overcrowding? Who will be the voice for the generations of people who take up smoking because it looks cool in the movies? There is \$6 million in cuts which totally eliminates state funding for tobacco prevention and treatment, and what will that do to our healthcare costs in the long run? Who will speak out against the \$20 million that the Commissioner of Health and Human Services must make in this budget? Some of those service losses will fall to local property taxpayers and welfare offices to make up for it. Who will speak up when the estimated 37 guards are laid off and prison overcrowding and understaffing threatens daily lives? Who will speak for the school taxpayers across the state when \$2.5 million is cut from the Department of Education? Those school districts are already worried about the high costs of No Child Left Behind. What lands and special places will we lose these next two years because the over \$10 million cut from the newly created Land and Community Heritage Investment Program, leaving a bare \$1.5 million for land preservation only? This important initiative, which motivated local and private funds and investments statewide has been cut to the bone. At the same time, we know that we are supposedly bankrolling over \$70 million in Rainy Day Funds. As we all know, the deal struck with the Governor is to add estimated revenue to the bottom line of our budget, but will we really see those savings? What we all expect from the Governor in the next months ahead is that he will be beating his chest over having saved the state supposedly \$50 million dollars, believing that such savings will be realized. While we expect to hear that all of this is accomplished without raising any new taxes, the truth is that the budget makes the 7 percent telecommunications tax permanent, finally ending the charade as a temporary tax. This budget raises court fees and establishes a new 6 percent tax on nursing homes as the latest medi-scam to capture more federal Medicaid money. I am voting no on this budget because I believe that with a more moderate leadership in the corner office and bipartisan cooperation in the House and Senate, we have shown that we could afford to meet the basic objectives of our government while keeping our taxes low. While this is perhaps the best budget that this elective group can come through with, it is not a budget without problems. Overestimating anticipated revenue alone could spell big problems for us in the next two years. I believe that we in New Hampshire can afford to meet the educational needs of our children, safeguard our frail elderly and those most needy in our community. Protect our security, our special places in our environment, while also providing a healthy business climate. In previous years, we have seen that a balanced House and Senate, and a responsible Governor at the helm, that we can meet the needs of our state without the turmoil and chaos of these past months. So for these reasons, I will be voting against the budget and I appreciate this opportunity. Thank you.

SENATOR ESTABROOK: Thank you Mr. President. One of the biggest surprises for me of this budget process has been discovering the foundation of common ground among all of my Senate colleagues. All of us agree that this budget does a bare bones job of fulfilling the basic responsibilities of state government. In a few notable areas, support for the University system and long overdue progress in funding the waiting list for services for the developmentally disabled. It moves us forward. I admire my

Senate colleagues steadfastness in advocating for funding of this common ground. Many in the House who just voted to send this budget through, did so simply to avoid having this common ground dissolved. I want to acknowledge the difficulty of that decision and express my support for their actions, given the clear political necessity of moving this budget along to the Senate. Yet I am concerned that even the compromised budget represents a direction for state government which reduces the state's obligation in many areas, raises costs to local property taxpayers and creates higher health insurance premiums through cost shifting. In school funding alone, the state's obligation shrinks from the current 45 percent of the total K to 12 spending to 36 percent next year, and 30 percent the year after. As of a result, every property taxpayer in every community that I represent will pay more locally in 2004 and a lot more in 2005. After five years of level funding, childcare providers, hospitals, senior services, visiting nurses, mental health and disabilities agencies, will again get no cost increase for two years. On the ground in the world of elder home care, one of the Visiting Nurse Associations in my area reported their loss, care provided above reimbursement of 2001 at \$187,000. By 2002 it was \$264,000. It may soon sink hers or similar agencies. The same budget reduces funding for Service Link, the coordinating mechanism for home care. What kind of sense does this make in the light of our state policy in which home care is the centerpiece of our elder care system? Even more alarming, is the prospect of long-term costs from short sided cuts in areas such as criminal justice, substance abuse prevention and conservation? At the same time that we have a committee studying how to safely reduce the prison population, we are completely eliminating the healthcare transition fund and seriously reducing other funding for substance abuse prevention and treatment. Then, there are the directed unspecified cuts. One line that will likely be on the table in trying to produce the \$20 million in called for reductions in Health and Human Services is a Medicaid optional program for breast cancer treatment. The lives could be saved through treatment. Low income women diagnosed with this all too common killer, may be screened and diagnosed but will not have access to care. Other similarly important programs will be weighed against each other for elimination. For all of these reasons, it is a compromise I could not support before the Governor's veto. Now, we have an additional \$50 million in hoped for savings that has so little likelihood of materializing, that we better fund a magicians position. What are more likely to materialize as a result of the passage of this budget, are problems arising from its reliance on hundreds of millions of dollars in one-time revenues and cost-shifting and weakened investments in education and critical social services. I don't need a crystal ball to tell me that the people of New Hampshire will not be well served by this budget and I must therefore cast my vote in opposition.

SENATOR SAPARETO: Thank you Mr. President. I, too, just want to thank the members of the committees, the Finance Committee and the Ways and Means for all their hard work. They have put an awful lot of time into this budget. I wasn't going to make this comment before, but the political posturing for not supporting this budget from some of my colleagues on the other side of the party here... you think you are going to get a better budget than this? There is lots of things that we would like to see in this, but we are not going to get it and I think that your counterpart over in the House said it pretty well, the Democratic Leader, "you are not going to get anything better." I agree, we are not. I think that there are lots of things that we would like to see in and some things

we would like to see out. We are not going to get that, so political posturing is not going to help. But to that end, I have a question for Chairman of Finance. I spoke at length with Commissioner Vailas yesterday, and of course there is a lot of gray areas into what matching federal funds that we may be receiving or not receiving, based on what we passed. My concern is that would we be in a position to act quickly if there were lost federal funds that we had not anticipated that we can replace dollars that would be necessary to draw on those federal funds that help to reduce our taxes? Are we in the position or can the Finance Committee of the fiscal advisory committee act quickly enough to maybe replace portions of that money so that we are eligible to retain these funding if the feds did cut some of that money?

SENATOR GREEN: Thank you for the question. The answer is, I don't know the answer, because you never know what the federal government is going to do with their rules and their changes of laws; however, we are coming back here in January, we are talking about three months from now, and we will be able to know what those things are. So the legislature will have that option. Secondly, within the budget, there is a lot of room for the Fiscal Committee to make decisions about where these reductions are being made because they have to report back to us before they can formally make a reduction. We are going to know that and we will know the reasons why. I think, in some cases, we can react on the basis of transferring funds. In other cases, we may have to wait for the action of the full legislature in January.

SENATOR SAPARETO: Thank you.

SENATOR BARNES: Thank you Mr. President. I will be very brief. A couple of folks have already cast their vote for this so I am going to cast mine. I am voting for the budget. I think that it is fair and reasonable. I have heard a lot of comments and praise for a number of people, but the one person that I haven't heard mentioned is Governor Craig Benson. I think that the Governor got with the committee after that meeting here on the floor, that session on the floor asking the Governor to participate, I think that he did that and I think that we owe the Governor a lot of credit also for working with the body to get this reasonable and fair budget to us today that we are going to pass very soon. Thank you.

SENATOR COHEN: Thank you very much Mr. President. I do, of course, want to add my voice in praise of the people in the House and the Senate who worked on this budget, who made it a lot better, certainly that it could have been. I think that we all recognize that in any budget, be it our home budget, the state budget, the federal budget, whatever. Our values are reflected in where we do or do not put our money. There has been a lot of talk about running government like a business. I think there is a lot to be said for that. If you think about it, what does a business do? It invests for the future. Any business that is successful recognizes and has experienced that unless you invest prudently for the future, you are not going to have a secure future. We need to invest where we need to, to yield a better, more secure future. And Senator Sapareto, not only do I want government to do better, we have to do better. Yes, this is the best that we can do for now, but in my opinion, we have to do better for our constituents for the people, for our future. We need to make prudent investments to yield to a more secure and stable future. With the significant cuts that are being made, and I know that they have been mentioned before, just briefly, the HHS budget, Tobacco Prevention, cutting the Drop Out Prevention Program, the Alcohol Prevention and Treat-

ment Program, the LCHIP program. These are important components that the people of the state of New Hampshire depend on to create a more secure, solid future. I am really concerned, which is why I can't vote for this budget. I am concerned that it may do significant harm to our families and our communities, services that people depend on as well as the tax burden on the citizens of the state of New Hampshire, so that is why I can't vote for this. Thank you.

SENATOR BOYCE: I was asked a very simple question by a reporter, I believe that it was yesterday or the day before. Do I like this budget? And my simple answer was: no. I went on to explain that I have yet to see a budget that was passed that I liked. There are things that I like about this budget and there are things that I don't like about this budget. Does it restrain growth in government? Yes, I like that. Does it reduce the size of government? No, and I don't like that. Does it restrain spending? Well it does restrain spending, but it doesn't reduce spending in meaningful ways, so I don't like that. Does it increase spending at or below the inflation plus the population growth? I think that we are pretty close to that in this budget, but is that enough? I don't think that is enough. Does it eliminate unneeded and possibly duplicative programs? I think that it does eliminate a couple of duplicated programs and unneeded programs, but it doesn't go far enough, so I don't like that. Will this prevent the future need for new and increased taxes? We don't know that yet. I think that if it had some of these other restraints a little tighter that it would definitely do that. At this point, it is kind of a 'have to wait and see'. So the simple answer was, no, I don't like this budget, but the other answer is, will I vote for it? It is the best budget that we are going to get this year, I will vote for it. I have already voted for the predecessor when this was being crafted in the Finance Committee, I did vote no on quite a few things that were put into this budget, but I voted for the budget itself because again, I think that it is the best that we are going to do this year and we should go forward. I am going to support the Governor and vote for this budget.

SENATOR D'ALLESANDRO: Thank you Mr. President. I will support the budget. I supported the budget the first time around and I will support the budget this time around. I want to say a couple of things. I have been around here a long time. I don't think that there has ever been a budget that everybody agreed upon and I have been here for 30 years. There has never been one that everybody said was great, the greatest thing since sliced bread. But I want to say this: The members of the Senate Finance Committee worked diligently to preserve vital services for the people of the state of New Hampshire. They fought bravely, diligently and retained a position that we established. I applaud the Chairman and the other members of the committee and the Senate President. We did what we had to do with what was available to us at the time. Are the people of the state of New Hampshire better off because we will pass this budget? My answer to that is yes. The people in the 20th Senate district are better off with a budget in place and with their needs being addressed. Are the students who are attending the University System from the 20th Senate district better off because we stood tall in retaining funding for the University System? Yes. Are the students at the Community Technical Colleges better off, and by the way, we have seen a double digit increase in enrollment this year. Are they better off because of the fact that we stood fast? Yes they are. In the area of Health and Human Services, did we do what we could? Yes. Should we put more

money in for Tobacco Prevention? Absolutely. Alcohol Prevention, we retained funds. We retained so that we would have services available to people. We did the best that we could. Is this document any different than the document that we brought to you before? Absolutely not. This document has our imprimatur on it. This document does good things for the people of the state of New Hampshire. We can always do better. Our goal in life is to strive to do better. What we have is what we were dealt and we did a good job with it. Nobody knows the future. Nobody can predict the future, but I can go home this evening and say to myself and say to my family, that I did the best that I could do for the people of the state of New Hampshire. As an elected official, I have that responsibility, to do the best that I can do. I leave this chamber, and I hope that each and every one of you leaves this chamber saying to yourself, I did the best that I could do for the people of the state of New Hampshire. Thank you Mr. President.

SENATOR BELOW: Thank you Mr. President. I appreciate all of those in the House and in the Senate who are supporting this budget with the belief that it is the best that we can do, I think that is probably correct. In this time, in this situation, it seems to be the best that we can do. I also appreciate the fact that the Senate made substantial improvements to this budget compared to what the Governor introduced and to what the House passed and those who worked on the Committee of Conference and the latest negotiation round have worked to preserve most of those improvements and have achieved that and I appreciate that a great deal; however, I will vote against this budget because I believe that it fundamentally short-changes the citizens of this state. It short-changes the citizens, the public in terms of not quite adequately funding corrections, safety and the judicial branch. It short-changes the citizens of the state by reducing our...by cutting into our balance sheet in terms of human assets such as by dramatically cutting our investment in tobacco, alcohol and substance abuse prevention and treatment. That is going to undermine our human capital in this state going forward. I believe that it short-changes the citizens in this state by the legacy that we leave for the future in terms of not taking up advantages or opportunities to invest and preserve in special places in our state's heritage. In this past biennium, we had a commitment of \$12 million over the biennium to the Land and Community Heritage Investment Program. The Governor and the House proposed \$8 million. The Senate cut it to \$1.5 million. We did that in order to have an adequate balance sheet going forward. That balance sheet has improved from about \$5 million at the Senate level, only \$10 thousand by the Governor, \$67 thousand by the House. It is improved to the projected \$20 million in the Committee of Conference and now about \$70 million. We know a lot of that \$70 million won't be realized, but I would suggest that we would be better off serving the citizens of the future generations of our citizens, by investing a little bit more in preserving what is special about this state. So I believe that though it may be the best that we can do, it still short-changes the citizens and we should strive to do better. Thank you.

SENATOR CLEGG: Thank you Mr. President. Senator Barnes was correct in that no one chamber did this by themselves. The House, the Senate, and the Governor's office received a mandate from the people to sit down, get over our differences and craft the best budget that we could for the state. This isn't a corporate budget. It is not a business budget. It is the kitchen table budget where we sat down and said here is how

much money we have, what is the best way to put it to the best use, to serve the most people? That is what we did. We took care of elderly citizens. We took care of day cares. We did as much as we could with what we had. That is what we are supposed to do. There was no more money. We used it the way that we should have. I urge everyone to understand that the public wants us to work together and get things done and accomplished in the state of New Hampshire. I think that this budget does that. I think that voting for this budget proves to the state of New Hampshire that the legislature can do things if we do them together. Thank you.

SENATOR GREEN: Let me say to my colleagues who have raised the issues of the items that they feel have not been addressed in the budget. This is a balancing act, this budget, between what people would like, and by the way, every one of those items you have mentioned on the floor, were considered by the committee. It was not something that was not considered. It was done publicly. The committee worked everything publicly. We went through these with agonizing decisions about what we could do and what we couldn't do based on the revenue structure of the state of New Hampshire. Myself and the majority of my colleagues on the committee, were not going to be put into a box of creating additional taxes if we did not have to. We were certainly not going to support an income tax or a broad base sales tax. So if you want to spend all of this money, you have to figure out a way to raise the money. I got elected from a district and I made a commitment that I would not support an income tax or a sales tax. I kept that commitment to the people who elected me to come here and make these hard decisions. So unless you are willing to raise the money and get the public to support you in raising those dollars, you can not spend them. If you don't have them, as much as you'd like to have these other programs, as much as I would like to do some of these things, it is not humanely possible. Most of the colleagues that I have here, sitting with me today, made a pledge to their taxpayers, that they would not increase taxes unless absolutely necessary. They certainly would not support an income tax or a sales tax. We met that pledge. We kept our word and we still passed, in my opinion, a responsible budget based on the ability to pay of our citizens. We have been in a tough economy. Yes we had to do something with the Rainy Day Fund. That is what a Rainy Day Fund is for. To use when it is raining. As I have said publicly, it has been pouring. So you have to use the funds that you have available, and we did that. Did we have some help? Yes we did. The Senate got \$80 million that the House didn't have to consider when they passed their budget from the federal government. We felt that there were needs out there that had to be met. That \$80 million was money that was sent to the state for a purpose. To serve our citizens, and that is what we did with the money. The House acted appropriately for what they had and we acted appropriately for what we had available. The bottom line is that we were not going to raise taxes. Now some will argue that we have down shifted to the local communities. I, as a mayor, would like to speak to that because I have experience on that end of the continuum. I worked hard to pass the Constitutional Amendment that didn't allow the legislature to pass laws that passed on costs to communities without providing the funds. There is nothing in this budget that does that. You may surmise that certain things are going to happen, but there is nothing overtly happening in this budget that passes down costs to local districts. Being very sensitive to that, I know that isn't there. There were proposals to do that. There were proposals to take Rooms

and Meals distributions from our local communities. There were proposals to take away the state's share of healthcare and retirement funds to our local communities. They didn't survive because enough of us on that committee, in fact, unanimously on the Finance Committee, did not support those things, and you, as a body did not support those things. So there is nothing overtly in this budget that specifically takes away money. Now you may argue on the education funding a little bit. Yes. We lowered the tax rate and that is what our constituents wanted. Now you may want to increase the taxes, but this body and the House did not support that, nor did their constituents. So we have a budget that everybody doesn't like, obviously. There are details that we don't like, but I think that all and all, with the amount of revenues that were available and not taking an adverse action to increase any taxes, we have a budget that will work, and in my opinion, is very responsible. Thank you.

Question is on the motion of ought to pass.

A roll call was requested by Senator Estabrook.

Seconded by Senator Barnes.

The following Senators voted Yes: Gallus, Johnson, Kenney, Boyce, Green, Flanders, Odell, Roberge, Eaton, Peterson, O'Hearn, Foster, Clegg, Gatsas, Barnes, Martel, Sapareto, D'Allesandro, Morse, Prescott.

The following Senators voted No: Below, Larsen, Estabrook, Cohen.

Yeas: 20 - Nays: 4

Adopted.

Ordered to third reading.

HB 4-FN-A, relative to state fees, funds, revenues, and expenditures.

Senator Green moved ought to pass.

SENATOR GREEN: Thank you Mr. President. House Bill 4 is a trailer bill to the budget that we just passed. It contains the statutory language needed to implement the programs and policies in the budget and create the savings that we are looking for. There is not much more to say. If you voted for the budget, you should vote for the trailer bill as well. Thank you very much.

Adopted.

Ordered to third reading.

SUSPENSION OF THE RULES

Senator Clegg moved that the Rules of the New Hampshire Senate be suspended and that House Bills 3 and 4 be, by this motion, ordered to Third Reading in the early session, passed at this time, and sent to the Governor for signature.

Adopted by the necessary 2/3 vote.

RESOLUTION

Senator Clegg moved that the Senate now adjourn from the early session and that the business of the late session be in order at the present time.

Adopted.

ANNOUNCEMENTS

SENATOR LARSEN (Rule #44): I rise to point out the floral arrangement for the day. Today we are looking at a Concord Grape, which is being presented to our Senate President in honor of this long summer of budget work and baseball. Some of us maybe got to baseball games more than others, but the Swamp Bats, once again, proved that they could pull it off. The Quarry Dogs did their best and we are fighting right straight through to the end, but the Swamp Bats earned this Concord Grape, and it is the beginning of a vineyard for our Senate President. I hope that you have wine in your future. I understand that you are making some money off of some other bets in this room in this regard, so I wish you all the best and may your vines be fruitful.

SENATOR EATON (In the Chair): Wagering has come to New Hampshire I guess. I deny it all. Senator Larsen, thank you very much. I will plant that next to the one that I received last year and in a few years, we will have wine, but I do know that next year when the Keene Liquor Store is built, I will be able to get to it earlier.

SENATOR D'ALLESANDRO (Rule #44): Thank you Mr. President. I rise to really speak to my colleagues on a sad note. As a member of the House, which many of us were, we had the opportunity to serve with Maurice Goulet. Maurice passed away during the session. For those of us who knew Maurice, he really brought a unique perspective to the legislature. I can remember him coming into Senate Ways and Means and saying, "Hey Louie, what is going on here?" He brought that kind of jovialness and was the kind of legislator, really, that we all want to be. He enjoyed working with others, Republicans, Democrats, Independents, Libertarians. He brought a real sense of responsibility to his job. A sense of commitment to his job, and I believe, that he truly loved the legislature. Maurice loved being here. Loved coming every day. It is with great, great sadness that we see his loss. We wish the best to his family and we say, you know, in New Hampshire, we do it for \$100 a year. Maurice was here for a number of terms. He was committed to the process. Committed to getting something done. I think that is just a great, great situation. It is something that we all can look at and be very, very proud of. It is a citizen legislature. A person was here, gave his time and in essence, really gave his life for this body. What better tribute can you pay to any human being, that they have given of themselves for others and did it consistently. Thank you Mr. President.

SENATOR BELOW (Rule #44): Thank you Mr. President. I just wanted to add to the remarks of Senator D'Allesandro. I served with Representative Goulet on the Administrative Rules Committee as a number of us have. Just really immensely appreciated his insight. He always had good questions. His institution memory and best of all, his sense of humor that he really brought a welcome relief in many, many occasions and we really will miss him.

SENATOR EATON (Rule #44): I would just like to take a minute and thank all of my colleagues for all of the hard work put in this year. I know that for some of us our summer starts tomorrow, September 5. We look forward to that. The beach is going to be very cold I know, but I am going to try to make it. Thank you all, and the staff also, who again, make us look good all the time and really do the work in the trenches. So I appreciate everyone's help in getting to this point and having a budget finalized and we can move on from here and look forward to a new session in January.

LATE SESSION

Senator Clegg moved that the Senate recess to the Call of the Chair for the sole purpose of receiving messages and processing Enrolled Bill Reports and Amendments, and that when we adjourn, we adjourn to the Call of the Chair.

Adopted.

In recess to the Call of the Chair.

Out of recess.

REPORT OF COMMITTEE ON ENROLLED BILLS

The Committee on Enrolled Bills has examined and found correctly Enrolled the following entitled House and/or Senate Bill(s):

HB 3-A, making appropriations for the expenses of certain departments of the state for fiscal years ending June 30, 2004, and June 30, 2005.

HB 4-FN-A, relative to state fees, funds, revenues, and expenditures.

Senator D'Allesandro moved adoption.

Adopted.

In recess.

Out of Recess.

VETO MESSAGES

June 5, 2003

To the Honorable Members of the General Court:

By the authority vested in me as Governor of New Hampshire, pursuant to Part II, Article 44 of the Constitution of New Hampshire, I have vetoed Senate Bill 145, an Act relative to the duties of the board of trustees of the department of regional community-technical colleges.

S.B. 145 would allow the board of trustees of the department of regional community-technical colleges to disburse non-general fund revenue from each of the colleges to the community-technical college foundation. My objection to S.B. 145 arises not from a lack of confidence in the board of trustees, but from a belief that the decision to disburse such funds should be subject to statutory limitation or subject to additional oversight. Because S.B. 145 does not clearly establish sufficient limitation or oversight, I have vetoed it.

Currently, the department maintains a non-lapsing account, funds from which can be used for limited purposes. See RSA 188:14-c. Funds in this account may be disbursed only with the prior approval of the fiscal committee and with the approval of the governor and council. I think that there should be no less oversight for the disbursement of funds contemplated in S.B. 145. Not only does it appear that S.B. 145 would allow the transfer of any non-general-fund revenue out of the colleges and into the foundation, but it does so without the requirement for governor and council approval. In addition, S.B. 145 does not make it sufficiently clear that prior fiscal committee approval is still required before funds may be disbursed.

Although the bill provides that the presidents of the regional community-technical colleges may make "recommendations to the board of trustees" about the disbursement of the funds, S.B. 145 would not require that the board follow the recommendation of the presidents. S.B. 145 would allow the board of trustees to move funds from the regional community-

technical colleges even if some, most or even all of the presidents of the regional community-technical colleges object. The power of the board of trustees under S.B. 145 would be unfettered.

Finally, the purpose of the foundation is to raise money from private sources. Money raised by the foundation should be flowing to the colleges to support their programs, not the other way around. If the foundation raises funds as promised, there should be no need to transfer money from the colleges into the foundation. The operating expenses of the foundation should be a small percentage of the private donations received by the foundation. If the purpose of S.B. 145 is to pay the initial operating expenses of the foundation using non-general-fund revenue, then the better approach would be for the department to justify this expenditure and seek legislative approval in the usual manner, rather than to delegate such broad and unchecked authority to the board of trustees. Because S.B. 145 chose the latter approach and does not contain sufficient safeguards, limitations or oversight, I have vetoed S.B. 145.

Respectfully submitted,
Craig R. Benson
Governor

SENATOR JOHNSON: Thank you Mr. President. I would say that probably the veto stamp that the Governor used on 145 probably was not as large as the one that he used on the budget. But in any event, it was vetoed. I have had extended discussion with the college and after those discussions were made, I felt that many of the structural changes that we were hoping to accomplish, probably would not be taken up at an appropriate time. So I think that it is something that we are going to address again in the future. Having said that, I would say that I would be comfortable with sustaining the Governor's veto. Thank you Mr. President.

Recess.

Out of recess.

Question is not withstanding the Governor's Veto, shall the bill become law?

A roll call is required.

A 2/3 vote is necessary.

The following Senators voted Yes: Kenney, Below.

The following Senators voted No: Gallus, Johnson, Boyce, Green, Flanders, Odell, Roberge, Eaton, Peterson, O'Hearn, Foster, Clegg, Larsen, Gatsas, Barnes, Martel, Sapareto, D'Allesandro, Estabrook, Morse, Prescott, Cohen.

Yeas: 2 - Nays: 22

Veto Sustained.

June 24, 2003

To the Honorable Members of the General Court:

By the authority vested in me as Governor of New Hampshire, pursuant to Part II, Article 44 of the Constitution of New Hampshire, I have vetoed Senate Bill 179, an act establishing 14 new positions in the banking department.

I have vetoed this bill because I believe that we should be very cautious prior to expanding State government during these difficult economic times. This bill adds 14 new positions to the Department of Bank-

ing representing a 50% increase in the number of employees in that department. Rather than adding positions, I believe that we should be looking at ways to reduce government and to use existing resources to meet our needs.

I also note that this bill is duplicative. I understand that these positions are included in the committee of conference budget that is currently being considered by both Houses. If those positions are added through the budget, both Houses and the Governor will have an opportunity to reconsider whether those positions are necessary during the formulation of the budget in the next biennium.

Respectfully submitted,
Craig R. Benson
Governor

SENATOR FLANDERS: Thank you Mr. President. This is a bill that I sponsored for the Banking Commission last year. We went two avenues with this bill. First: The bill would outline the needed people to do the audits of the Banking Commission. Also it was placed in the budget. The budget did pass eventually and these positions are held in that budget. It is our position not to go any further other than have a statute that says these positions are necessary and are on the books. There is one thing, the budget comes and goes, bills and statutes do not. So I ask, with all due respect to the Governor, that we pass this bill, only so that it will be in legislation with these 14 positions that voted on and are being filled. Thank you very much.

Question is not withstanding the Governor's Veto, shall the bill become law?

A roll call is required.

A 2/3 vote is necessary.

The following Senators voted Yes: Kenney, Below, Green, Flanders, Odell, Eaton, Peterson, O'Hearn, Foster, Clegg, Larsen, Martel, Sapareto, D'Allesandro, Estabrook, Morse, Prescott, Cohen.

The following Senators voted No: Gallus, Johnson, Boyce, Roberge, Gatsas, Barnes.

Yeas: 18 - Nays: 6

Veto override.

HOUSE MESSAGE

The House of Representatives has voted to override the Governor's veto on the following entitled Bill(s):

HB 724, extending the effective date of the Skyhaven airport transfer plan and the period for completing work under the wetlands permit.

GOVERNOR'S VETO MESSAGE ON HB 724

July 8, 2003

To the Honorable Members of the General Court:

By the authority vested in me as Governor of New Hampshire, pursuant to Part II, Article 44 of the Constitution of New Hampshire, I have vetoed House Bill 724, an Act extending the effective date of the Skyhaven airport transfer plan and the period for completing work under the wetlands permit.

H.B. 724 extends for an additional three years the date by which Skyhaven airport will be transferred from the State. We could extend the deadline in three-year increments forever. Instead, we ought to signal to all involved that the time has come to transfer the airport. I object to H.B. 724 because it sends the opposite signal.

The FBO at the airport is now profitable. The operation of the airport uses resources of the Department of Transportation that could be used for other projects.

The State has lived up to its commitments. If Skyhaven provides a valuable service to the pilots who use it and to the local communities, then Skyhaven should be able to operate without State help. Because this bill would extend Skyhaven's dependence on the State for another three years, I have vetoed it.

Respectfully submitted,
Craig R. Benson
Governor

SENATOR GREEN: Thank you Mr. President. I would rise in support of a yes vote on this particular bill. This is the Skyhaven bill, which passed this body on a voice vote. It was a bill that indicated that the city of Rochester would consider taking over this airport if we had the necessary time to deal with the wetland permits and create a source of revenue that would make the facility self supporting. My issue on this whole thing has always been, that it should remain as an airport. As many of you know, you don't build airports today very easily, with all of the environmental concerns and conditions. It is an ongoing effort. The whole region is affected economically by this airport for general aviation. It would be very important for the city of Rochester and the state of New Hampshire to work cooperatively to make this transition and not make it a condition of getting us into a contest with the state. The state has owned this airport, it has also owned Skyhaven Airport. It is in the airport business. I think that the city would be very receptive to this if this bill was to pass and we were able to get the things accomplished in the next three years, to make this a possibility for the city to look at seriously. So currently, I think that it is important that we support this legislation and I ask for your yes vote in order to accomplish that. Thank you very much.

Question is not withstanding the Governor's Veto, shall the bill become law?

A roll call is required.

A 2/3 vote is necessary.

The following Senators voted Yes: Gallus, Johnson, Kenney, Below, Green, Flanders, Odell, Roberge, Eaton, Peterson, O'Hearn, Foster, Clegg, Larsen, Gatsas, Barnes, Martel, Sapareto, D'Allesandro, Estabrook, Morse, Prescott, Cohen.

The following Senators voted No: Boyce.

Yeas: 23 - Nays: 1

Veto override.

HOUSE MESSAGE

The House of Representatives has voted to sustain the Governor's veto on the following entitled Bill(s):

HB 60, changing the name of the advisory committee on shore fisheries and relative to the definition of shellfish and a rulemaking exemption for certain rules relating to marine species.

HB 164, increasing the gross premium tax on insurance provided by certain unlicensed companies.

HB 278, relative to certain acts of sexual assault.

HB 737, relative to the state conservation committee.

HB 796, relative to the taxation of manufactured housing and relative to the notice required prior to the sale of a recreational campground.

HOUSE MESSAGE

The House of Representatives has voted to sustain the Governor's veto on the following entitled Bill(s):

SB 179-FN-A, relative to positions in the banking department.

HOUSE MESSAGE

The House of Representatives has adjourned from the 2003 Session.

RESOLUTION

Senator Clegg moved that the Senate adjourn from the 2003 annual session.

Adopted.

Adjourned.

The following legislation, which remained on the table at the time of adjournment of the 2003 session, died on the table.

LAIID ON THE TABLE

CACR 14, relating to the funding of public education. Providing that the state shall fund an amount not less than 30 percent of the total average statewide expenditure for public education for kindergarten through grade 12 during the previous biennium and that the general court shall have the power to apportion this amount by statute; that the state shall assure the opportunity for an adequate public education for all pupils in the state in grades kindergarten through 12; and that no tax in any form on the value of real property shall be used to fund the state's obligation to cherish and support public education.

SB 12-FN-A-L, establishing a property tax relief program for low income homeowners.

SB 27, extending the kindergarten construction program.

SB 37-FN, increasing the amount paid to the firemen's relief fund from insurance department revenues.

SB 38-FN-A-L, authorizing special number plates for firefighters.

SB 102-FN, relative to the computation of tax on certain telecommunications services under the communications services tax.

SB 106, relative to the operation of personal watercraft.

SB 144-FN, relative to the lease agreement between the department of regional community-technical colleges and Pease development authority.

SB 151-FN-A-L, relative to the taxation of telecommunications poles and conduits.

SB 160-FN-A, making a capital appropriation to continue construction of the vocational center in Nashua.

SB 189, relative to certain automobile accidents.

SB 203-FN, requiring the New Hampshire court system to automate mental health records to comply with federal law prohibiting possession of firearms by certain persons.

SB 208-FN, establishing a property tax cap and abatement program.

SB 209, relative to permissible campaign contributions by business organizations and labor unions.

SB 214-FN-A, establishing new positions in the department of health and human services and making an appropriation therefor.

SB 216-FN-A, relative to the developmental services priority waiting list and making an appropriation therefor.

SB 217-FN, relative to the calculation of average daily membership in residence for the purpose of calculating the cost of an adequate education.

SB 224-FN-A-L, relative to the education property tax and needs-based targeted education aid and reducing the rates of the business enterprise tax and the business profits tax.

SCR 1, urging a study of the operating efficiency of state government.

HB 162, relative to remedies and penalties for injuries to domestic animals caused by dogs.

HB 177, excluding stepchildren from the definition of "child" in the context of support orders.

HB 213, relative to reporting requirements for dedicated funds.

HB 222, specifying the term for physicians and dentists at the department of corrections and relative to the special school district within the department of corrections.

HB 293, establishing a commission to identify medical errors and their causes.

HB 311, repealing the obligation to provide persons applying for a marriage license with a list of family planning services and with brochures on fetal alcohol syndrome and the human immunodeficiency virus.

HB 327, establishing a committee to study the use of state vehicles.

HB 364-FN, relative to the use of automatic telephone dialing systems for political advocacy.

HB 419, establishing a committee to study issues related to the management of railroads operating with leases on state property.

HB 424, relative to a net asset qualification for the elderly property tax exemption, and clarifying certain references in property tax exemptions.

HB 455, relative to residency requirements for disabled persons applying for a tax deferral of property taxes.

HB 466, relative to the adoption procedure for property tax exemptions and credits.

HB 467, allowing towns or cities to increase the property tax credit for service-connected total disability, and relative to the date for filing for exemptions and tax credits.

HB 495, relative to unauthorized access to a wireless computer network.

HB 528, establishing a commission to study computer standards used in public schools in New Hampshire.

HB 638-FN, increasing the oil import license fee, changing the rate of interest assessed on overdue oil import fees, and repealing underground storage facility permit fees.

HB 676-FN, relative to lake level investigations.

HB 720-FN-L, extending the kindergarten aid program.

HB 735-FN, relative to prescription drugs and medicaid best practices.

HB 776, relative to emergency medical care for pregnant women.

HB 786-FN-L, relative to the participation of the state and its political subdivisions in the federal No Child Left Behind Act of 2001.

HCR 9, urging the President and the Joint Chiefs of Staff to abandon the Total Information Awareness Initiative.

SENATE JOURNAL SUBJECT INDEX

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SB 27, extending the kindergarten construction program. Question, adopt committee amendment. Yeas, 12; Nays, 12	493-494
SB 35, relative to the transfer and exchange of certain state-owned land for certain land owned by the Manchester water works. Question, adopt bill as amended. Yeas, 12; Nays, 9	617
SB 47-FN, relative to refunds for tolls paid on account of shrinkage or loss by evaporation of motor fuel. Question, adopt bill as amended. Yeas, 17; Nays, 6	208
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SB 49, relative to fluoridation of public water supplies and local decisions regarding fluoridation. Question, lay on table. Yeas, 8; Nays, 15	91
SB 55-FN, raising the age at which a child may terminate his or her public education. Question, adopt committee amendment. Yeas, 12; Nays, 10	243
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SB 58-FN-A, relative to the net operating loss under the business profits tax. Question, adopt floor amendment. Yeas, 23; Nays, 0	584
SB 65, relative to reducing certain mercury emissions. Question, adopt committee report of inexpedient to legislate. Yeas, 18; Nays, 5	96
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SB 78-FN, establishing the New Hampshire health care information council. Question, adopt floor amendment. Yeas, 18; Nays, 4	595
SB 82, relative to paralegals and legal assistants. Question, adopt bill as amended. Yeas, 17; Nays, 6	536
SB 86-FN, relative to disclosure of certain information about child fatalities and near fatalities resulting from abuse and neglect, and relative to accreditation of the department of health and human services by the Council on Accreditation for Children and Family Services. Question, adopt committee report of ought to pass. Yeas, 24; Nays, 0	497
SB 96-FN, establishing a pharmacy assistance program for seniors and disabled persons. Question, lay on table. Yeas, 14; Nays, 8	418
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SB 98-FN, prohibiting telemarketers from contacting customers on a federal do-not-call registry. Question, adopt committee amendment. Yeas, 22; Nays, 0	198
SB 110, relative to small group health insurance coverage. Question, adopt bill as amended. Yeas, 15; Nays, 8	527-528
SB 114, implementing an unsafe school choice option for pupils attending schools which have been classified as persistently dangerous and authorizing the state board of education to implement a complaint process to address school safety and school violence issues in nonpublic schools. Question, adopt Larsen floor amendment. Yeas, 14; Nays, 9	570
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SB 140-FN, establishing an optional renewal period for licenses to carry a pistol or revolver. Question, adopt bill as amended. Yeas, 23; Nays, 0	156
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SB 163-FN, relative to the procedures of the health services planning and review board. Question, adopt committee report of ought to pass. Yeas, 18; Nays, 3	283
SB 167, relative to indoor air quality assessment in public school buildings. Question, adopt committee report of inexpedient to legislate. Yeas, 16; Nays, 6	254-255
SB 179-FN-A, relative to positions in the banking department. Question, pass over governor's veto. Yeas, 18; Nays, 6	2251
SB 203-FN, requiring the New Hampshire court system to automate mental health records to comply with federal law prohibiting possession of firearms by certain persons. Question, lay on table. Yeas, 16; Nays, 6	385
SB 209, relating to permissible campaign contributions by business organizations and labor unions. Question, lay on table. Yeas, 17; Nays, 6	530
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SB 213, allowing municipalities to adopt a volunteer firefighter property tax credit. Question, adopt committee report of inexpedient to legislate. Yeas, 12; Nays, 9	436
SB 216-FN-A, relative to the developmental services priority waiting list and making an appropriation therefor. Question, adopt bill as amended. Yeas, 21; Nays, 0	291
SB 217-FN, relative to the calculations of average daily membership in residence for the purpose of calculating the cost of an adequate education. Question, lay on table. Yeas, 15; Nays, 6	627
SR 3, supporting the United States troops in Iraq. Question, adopt the resolution. Yeas, 22; Nays, 0	238
HB 1-A, making appropriations for the expenses of certain departments of the state for fiscal years ending June 30, 2004, and June 30, 2005. Question, adopt Below floor amendment. Yeas, 5; Nays, 18	1721
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HB 25-FN-A, making appropriations for capital improvements. Question, adopt bill as amended. Yeas, 24; Nays, 0	1796
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HB 101, relative to qualifications for state offices. Question, adopt floor amendment. Yeas, 22; Nays, 0	625-626
HB 104-FN, implementing procedures for a hospital or safe haven to assume temporary care and control of an abandoned child and creating an exception to the crime of endangering the welfare of a child. Question, adopt floor amendment. Yeas, 6; Nays, 16	424
HB 135-FN-L, relative to charter schools. Question, adopt floor amendment. Yeas, 6; Nays, 17	901
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HB 222, specifying the term for physicians and dentists at the department of corrections and relative to the special school district within the department of corrections. Question, lay on table. Yeas, 12; Nays, 11	1800
HB 360-FN-A-L, establishing a civil legal services fund consisting of court filing fee surcharges for the purpose of establishing and operating a New Hampshire Legal Assistance office in Nashua and relative to a New Hampshire Legal Assistance pilot project on serving the near poor. Question, adopt committee report of inexpedient to legislate. Yeas, 15; Nays, 8	1022
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HB 415, raising the age of the speedy trial requirements from 13 years of age to 16 years of age in sexual assault cases involving minors and relative to the exclusive authority of the state over the regulation of firearms, ammunition, and components thereof. Question, adopt bill as amended. Yeas, 22; Nays, 1	1889
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HB 531, relative to off-site improvements imposed on applicants to a planning board. Question, lay on table. Yeas, 6; Nays, 17	816
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HB 606, establishing a right-to-know study commission. Question, lay on table. Yeas, 6; Nays, 16	991
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HB 619-FN-A, expanding opportunities for dropout prevention and dropout recovery. Question, adopt bill as amended. Yeas, 22; Nays, 1	787
HB 627-FN, relative to domicile for voting purposes and penalties for voter fraud. Question, adopt bill as amended. Yeas, 17; Nays, 6	1001
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HB 669-FN, relative to dental insurance benefits and eligibility for medical benefits for retired state employees. Question, adopt Larsen floor amendment. Yeas, 6; Nays, 17	680
HB 693-FN, relative to the jurisdiction and constitution of the ballot law commission. Question, adopt bill as amended. Yeas, 15; Nays, 8	1007-1008

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HB 724-FN-L, extending the effective date of the Skyhaven airport transfer plan and the period for completing work under the wetlands permit. Question, pass over governor's veto. Yeas, 23; Nays, 1	2252
HB 748, making changes to the laws governing off highway recreational vehicles and the multi-use statewide trail system. Question, adopt conference committee report. Yeas, 16; Nays, 7	2151
HB 763-FN, requiring notification before abortions may be performed on unemancipated minors. Question, adopt committee amendment. Yeas, 10; Nays, 13	842
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HB 773, establishing a committee to study a tuition tax credit program. Question, adopt floor amendment. Yeas, 22; Nays, 1	1143
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- Piscataqua River and Hampton Harbor, Maine marine patrol officers,
 - authority in response to suspected terrorist activity;
 - reciprocity HB 198am

- Weatherization** contracts, administered by office of state planning and
 - energy programs HB 2am
 - HB 4

- Webster**, state web site, advisory board membership changed;
 - responsibilities of state librarian and chief information officer
 - amended HB 663am

- Weeks state park**, cellular telephone tower, installation authorized,
 - conditions SJR 1

- Weights and measures**, rulemaking authority, standards amended HB 156

- Wellness Center**, technical institute, Concord, addition, appropriation
 - increased; bonds HB 25am

- Wentworth**, Baker River watershed multiple use project site 7,
 - ownership and management options, study HB 768

- Wentworth's Location**, equalized value used to calculate statewide
 - education property tax warrant set SB 77am

- West Main Street**, Hillsborough, reclassified HB 517am

- Westport Village Road**, Swanzey, reclassified HB 661

- Wetlands** excavating permits, time limits for approval; fees changed HB 810

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- introduction or spread of infectious diseases, regulation by fish and
 - game director of non-agricultural activities which may cause
 - introduction, rulemaking SB 171
- protection account repealed SB 57

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 - uniform transfers to minors act HB 183
- effect of divorce on trusts HB 186
- share of unnamed child amended HB 185
- unclaimed share and advancements, amendments HB 182

- Wilson**, Henry W., nominated and elected sergeant-at-arms 6-7

- Windham**, Rockingham recreational trail, OHRV use allowed only when
 - trail is snow-covered; use of parking lot at Windham depot
 - limited HB 420

- Wind-powered energy systems**, tax exemption, procedure for adoption,
 - modification, or rescission amended HB 466

- Winter**, Steven J., elected clerk 6

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- certain experts, testimony by video teleconference allowed SB 120
- failure to obey summons or subpoena, penalty amended HB 659
- of crime, discovery depositions, age at time of deposition must be at
 - least 16 HB 214

- Wood**, forest products utilization program, fund, and charge,
 - for wood-fired electric power facilities; revenue from various
 - utility rates HB 787

- Wood-powered energy systems**, tax exemption, procedure for adoption,
 - modification, or rescission amended HB 466

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- appeals board, terms of members changed; complaint procedure;
 - advisory board to evaluate candidates to the board SB 53

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dispute over amount of benefits, award of fees and interest clarified	SB 82
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Y

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Youth development center , grounds, secure facility for juvenile delinquents, capital improvements appropriation, various lapse dates extended	HB 25
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Z**Zoning**

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SENATE JOURNAL

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SJR	Senate Joint Resolution
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To find a bill by its subject see the Subject Index immediately preceding this Numerical Index. All matters not relating to bills and resolutions will be found in the Subject Index.

The abbreviations listed below are used in the Numerical Index.

adop	adopted
am	amended, amendment
Cap Budget	referred to Capital Budget committee
Com	re-referred to committee (S) or retained in committee (H)
conc	concurred
conf	conference committee
Econ Dev	referred to Economic Development committee
enr	enrolled
Finance	referred to Finance committee
H	House
intro	introduced, introduction
IP	indefinitely postponed
K	killed (inexpedient to legislate)
LT	laid on the table
nonconc	nonconcurred
opin	opinion
psd	passed
RC	roll call
rcmt	recommitted
recon	reconsideration, reconsidered
rej	rejected
rep	report
req	request, requested
S Ct	New Hampshire Supreme Court
SO	special order
study	referred to interim study committee
wthd	withdrawn, withdrew, withdrawal

2003 SENATE BILLS

- SB 1-10**, not introduced.
- SB 11-FN**, establishing new special justice positions in the Manchester, Concord, and Nashua district courts. (O'Hearn, Dist 12; et al: Judiciary)
25, am & Finance 45-47, K 501-502
- SB 12-FN-A-LOCAL**, establishing a property tax relief program for low income homeowners. (Peterson, Dist 11; et al: Ways and Means)
25, LT 424, died on the table 2253
- SB 13**, relative to judicially appointed officials. (Boyce, Dist 4; Soltani, Mer 37; Judiciary)
25, K 47
- SB 14**, relative to vacancies in county offices. (Boyce, Dist 4; et al: Internal Affairs)
New title: relative to vacancies in county offices and the powers of the Belknap County Recreation Area Commission.
25, am (RC) 42-44, psd 52, conc H am 641-642, enr 659, remarks 692-693 (Chapter 3)
- SB 15**, relative to election day registration. (Boyce, Dist 4; et al: Internal Affairs)
25, am & Finance (RC) 96-109, am 474-478, psd 555, H nonconc 1912
- SB 16-FN**, establishing a state employee recognition and award program. (Boyce, Dist 4; et al: Executive Departments and Administration)
New title: establishing the governor's incentive and reward program.
25, am & Finance 77-79, psd 478, 555, H conc 1910, enr 2180 (Chapter 200)
- SB 17**, relative to incompatible offices. (Boyce, Dist 4; Bruno, Hil 45; Internal Affairs)
25, am 44-45, psd 52, H nonconc 1912
- SB 18-FN**, relative to vehicle stops at railroad grade crossings. (Barnes, Dist 17; et al: Transportation)
25, Finance 73, psd 478, 555, H nonconc 783
- SB 19-FN**, relative to notification of groundwater contamination and repealing certain MTBE notification requirements for public water systems. (Prescott, Dist 23; Letourneau, Rock 77; Environment)
New title: relative to notification of groundwater contamination and requiring a certain report from the department of environmental services.
25, rcmt 76, am & Finance 214-217, psd 478-479, 555, H Com 1912
- SB 20**, relative to the qualifications for the property tax exemption for the disabled. (Barnes, Dist 17; et al: Public Affairs)
25, Com 277
- SB 21**, relative to health insurance riders. (Flanders, Dist 7; Prescott, Dist 23; Insurance)
25, am 513-515, psd 555, conc H am 1907, enr 2180 (Chapter 201)
- SB 22**, establishing a committee to study the economic effects of student activities on state higher education campuses on the surrounding municipalities. (Johnson, Dist 2: Education)
First new title: amending the duties of the public higher education study committee.
Second new title: adding to the duties of the public higher education study committee.
37, am 84-85, psd 126, H conc 699, enr am 722, enr 724 (Chapter 49)
- SB 23-FN**, allowing veterans the right to purchase credit in the retirement system for certain service in the armed forces. (Clegg, Dist 14; et al: Executive Departments and Administration)
37, am & Finance 79-80, LT 479-481, psd 638, 660, conc H am 1907, enr am 2194, enr 2234 (Chapter 234)
- SB 24**, relative to license revocations for DWI offenders under the age of 21. (Clegg, Dist 14; et al: Judiciary)
37, am 47-48, psd 52, H conc 699, enr 724 (Chapter 37)
- SB 25**, not introduced.
- SB 26**, removing the penalty against teachers who fail to keep registers. (O'Hearn, Dist 12: Education)
37, psd 41, 52, H conc 699, enr 724 (Chapter 41)
- SB 27**, extending the kindergarten construction program. (O'Hearn, Dist 12: Finance)
37, LT (RC) 481-494, remarks 662, died on the table 2253

- SB 28-FN**, relative to the transcription of hearings before standing committees of the senate. (D'Allesandro, Dist 20: Internal Affairs)
37, K 81
- SB 29-FN-A-LOCAL**, refunding certain meals and rooms taxes paid by the city of Manchester. (D'Allesandro, Dist 20; et al: Finance)
38, am 502, psd 555, H LT 1912
- SB 30-FN**, relative to dissemination of false statements about candidates. (D'Allesandro, Dist 20: Judiciary)
38, K 71-72
- SB 31**, changing the name of the joint committee on legislative facilities and codifying the powers and duties of the committee. (D'Allesandro, Dist 20: Internal Affairs)
38, K 70-71
- SB 32**, relative to municipal budget recommendations. (Clegg, Dist 14; et al: Public Affairs)
38, psd 48-50, 52, H conc 825, enr 1122 (Chapter 95)
- SB 33-FN**, implementing procedures for a hospital to assume care and custody of an abandoned child and creating an exception to the crime of endangering the welfare of a child. (Clegg, Dist 14; et al: Public Institutions, Health and Human Services)
New title: establishing a putative fathers' registry in the department of health and human services.
38, am 403-407, psd 441, H nonconc 783
- SB 34**, relative to independent living retirement communities. (Gatsas, Dist 16; et al: Public Affairs)
38, am 386-388, psd 441, H conc 783, enr am 823, enr 1122 (Chapter 114)
- SB 35**, relative to the transfer and exchange of certain state-owned land for certain land owned by the Manchester water works. (D'Allesandro, Dist 20; Martel, Dist 18: Environment)
38, LT 345-347, am (RC) 608-617, psd 660, H Com 1912
- SB 36-FN**, relative to driving under the influence of a controlled drug and relative to protective custody of a person impaired by drugs. (Clegg, Dist 14; et al: Judiciary)
New title: relative to protective custody of a person impaired by drugs and establishing a committee to study the issue of the applicability of the administrative license suspension laws to driving while under the influence of controlled drugs and ways to address the speed with which such cases are adjudicated in the district court.
38, am 186-190, psd 221, H conc 783, enr am 825, enr 1122 (Chapter 96)
- SB 37-FN**, increasing the amount paid to the firemen's relief fund from insurance department revenues. (Gallus, Dist 1; et al: Insurance)
38, LT 377, died on the table 2253
- SB 38-FN-A-LOCAL**, authorizing special number plates for firefighters and dedicating the revenues for matching grants to purchase fire-fighting equipment. (Gallus, Dist 1; et al: Transportation)
New title: authorizing special number plates for firefighters.
38, am & Finance 119-120, LT 494, died on the table 2253
- SB 39**, relative to the results of a preliminary breath test as evidence in court. (Flanders, Dist 7; et al: Judiciary)
38, am 112-115, psd 126, H conc 783, enr 828 (Chapter 57)
- SB 40**, relative to filing of complaints for violation-level offenses. (Flanders, Dist 7; Welch, Rock 79: Judiciary)
New title: relative to filing of complaints for violation-level offenses and making the electronic submission of a false statement chargeable as unsworn falsification.
38, am 190-191, psd 221, conc H am 1041-1042, enr 1953 (Chapter 158)
- SB 41-FN**, relative to the installation of airbags by motor vehicle repair facilities. (Green, Dist 6; et al: Judiciary)
New title: relative to the installation of airbags.
39, am 115-116, psd 126, nonconc H am, conf 819, 1037, 1933, rep adop 2156-2157, enr am 2229, enr 2237 (Chapter 297)

- SB 42**, relative to charitable contributions by insurance agents. (Flanders, Dist 7; Odell, Dist 8: Insurance)
New title: relative to the insurance rebating laws.
 39, am 638-640, psd 660, nonconc H am, conf 1943, rep adop 2157, enr 2235 (Chapter 244)
- SB 43**, relative to archives and records management. (Martel, Dist 18: Public Affairs)
 39, psd 118, 126, H conc 825, enr am 1040-1041, enr 1123 (Chapter 97)
- SB 44**, relative to penalties for vehicle dealers. (Clegg, Dist 14; et al: Transportation)
First new title: relative to penalties for vehicle dealers, relative to the applicability of motor vehicle inspection requirements, and relative to special number plates for certain veterans.
Second new title: relative to penalties for vehicle dealers, relative to special number plates for certain veterans, and relative to the Conway Branch railroad line.
 39, am 120-121, psd 126, nonconc H am, conf 829, 1910, 1956, rep adop 2157-2158, enr am 2210, enr 2237 (Chapter 298)
- SB 45**, relative to property tax exemptions and credits for the elderly, veterans, and the disabled, and allowing municipalities to adopt an optional date for filing exemptions. (Gatsas, Dist 16; et al: Public Affairs)
New title: relative to the adoption procedure, eligibility, and amounts of property tax exemptions and credits and the property tax deferral program.
 39, am 388-397, psd 441, nonconc H am, conf 1937, rep adop 2158-2159, enr am 2233-2234, enr 2237 (Chapter 299)
- SB 46-FN**, relative to dedicated funds. (Prescott, Dist 23; et al: Finance)
New title: repealing the meat inspection account and the poultry inspection account.
 39, am 494-495, psd 555, H conc 1910, enr 2180 (Chapter 202)
- SB 47-FN**, relative to refunds for tolls paid on account of shrinkage or loss by evaporation of motor fuel. (Clegg, Dist 14; et al: Transportation)
New title: relative to refunds for tolls paid on account of shrinkage or loss by evaporation of motor fuel, relative to a transfer of funds to the highway fund, and relative to oil import and underground storage facility fees.
 39, am (RC) 205-208, psd 221, nonconc H am, conf 1926-1927, rep adop (RC) 2159-2160, enr 2185 (Chapter 187)
- SB 48**, exempting housing for older persons from certain age discrimination laws. (Clegg, Dist 14; et al: Executive Departments and Administration)
 39, psd 70, 73, H conc 783, enr 828 (Chapter 58)
- SB 49**, relative to fluoridation of public water supplies and local decisions regarding fluoridation. (Prescott, Dist 23; et al: Environment)
 39, K (RC) 88-91
- SB 50**, not introduced.
- SB 51-FN**, relative to membership on the New England Board of Higher Education. (Peterson, Dist 11; D'Allesandro, Dist 20: Education)
 39, am 85-87, psd 126, H conc 699, enr 724 (Chapter 38)
- SB 52**, relative to a voluntary certification program for police dogs and handlers. (Clegg, Dist 14; et al: Public Affairs)
 39, psd 72-73, 73, H conc 783, enr 828 (Chapter 59)
- SB 53**, establishing an advisory board to the labor commissioner and relative to the membership of the compensation appeals board. (Flanders, Dist 7; et al: Insurance)
New title: establishing an advisory board to the labor commissioner and relative to the terms of the members of the compensation appeals board.
 39, am 110-112, psd 126, H conc 825, enr 1122 (Chapter 115)
- SB 54-FN-LOCAL**, relative to the implementation of town or city property revaluations. (Boyce, Dist 4: Public Affairs)
First new title: relative to the local inventory of property values for assessment of property taxes.
Second new title: relative to the local inventory of property values for assessment of property taxes, and relative to municipal property assessment certification goals of the department of revenue administration.

Third new title: relative to the local inventory of property values for assessment of property taxes, and relative to municipal property assessment certification guidelines of the department of revenue administration.

39, am & Finance 397-399, am 577, psd 660, nonconc H am, conf 1124, rep adop 2160-2164, enr am 2229-2230, enr 2238 (Chapter 307)

SB 55-FN, raising the age at which a child may terminate his or her public education. (O'Hearn, Dist 12; et al: Education)

39, am (RC) & LT 238-245, am & Finance 255, K (RC) 577-581

SB 56-FN, relative to parking for persons with disabilities. (Boyce, Dist 4; et al: Transportation)

40, am 121-125, psd 126, H conc 783, enr 828 (Chapter 71)

SB 57-FN, relative to certain accounts within the fish and game fund. (Gallus, Dist 1; et al: Wildlife and Recreation)

40, psd 125, 126, H conc 783, enr 828 (Chapter 60)

SB 58-FN-A, relative to the net operating loss under the business profits tax. (Foster, Dist 13; et al: Ways and Means)

40, am & Finance 424-426, am (RC) 581-585, psd 660, conc H am 1908, enr 2180 (Chapter 203)

SB 59-FN, relative to administrative license suspension hearings. (Clegg, Dist 14; et al: Judiciary)

40, am 191-192, psd 222, H LT 826

SB 60-FN, relative to voluntary certification of persons installing or servicing propane gas or heating oil equipment. (Green, Dist 6: Executive Departments and Administration)

New title: relative to voluntary certification of persons installing or servicing propane gas, natural gas, or heating oil equipment.

55, LT 80, Finance 82, am 495-496, psd 555, nonconc H am, conf 1124-1125, rep adop 2164-2165, enr 2238 (Chapter 300)

SB 61, relative to collective bargaining units at charter schools. (O'Hearn, Dist 12: Education)

55, Com 130

SB 62, relative to the application and enforcement of the state building code. (Clegg, Dist 14: Public Affairs)

New title: relative to the application and enforcement of the state building code and the membership of the state building code review board.

55, psd 81, 82, nonconc H am, conf 1937-1938, rep adop 2165, enr 2235 (Chapter 245)

SB 63-FN-A-L, relative to establishing community reinvestment areas and granting business tax credits for investments in community reinvestment area projects. (O'Hearn, Dist 12; et al: Ways and Means)

New title: relative to establishing community reinvestment and opportunity zones and granting business tax credits for investments in projects in such zones.

55, com changed to Energy and Economic Development 70, Finance 325-328, am 585-588, psd 660, nonconc H am, conf 1927-1928, rep adop 2165, enr 2238 (Chapter 301)

SB 64-FN, relative to updating the drought management plan. (Cohen, Dist 24; et al: Executive Departments and Administration)

55, Finance 80-81, psd 496, 555, H nonconc 1116

SB 65, relative to reducing certain mercury emissions. (Cohen, Dist 24: Environment)

55, K (RC) 91-96

SB 66-FN-A-LOCAL, limiting the exemption from the meals and rooms tax for sales of alcoholic beverages by voluntary nonprofit organizations operating under one-day licenses from the liquor commission. (Cohen, Dist 24; et al: Ways and Means)

55, psd 426, 441, H conc 783, enr 828 (Chapter 61)

SB 67, relative to a report on municipal water needs. (Estabrook, Dist 21; et al: Environment)

55, psd 76-77, 82, H nonconc 1912

SB 68, authorizing electronic certification of educational credentials. (O'Hearn, Dist 12: Education)

56, am 130-131, psd 164, H conc 699, enr 724 (Chapter 39)

- SB 69-FN-A**, establishing an elementary or secondary teacher education and nursing education career incentive program within the postsecondary education commission and making an appropriation therefor. (D'Allesandro, Dist 20; Martel, Dist 18: Education)
New title: combining the career incentive program and the nursing leveraged scholarship loan program within the department of postsecondary education, and establishing a workforce incentive program within the department of postsecondary education, and making an appropriation therefor.
 56, am & Finance 245-249, LT 503, am 554, psd 555, H conc 1910, enr am 2194-2195, enr 2199 (Chapter 235)
- SB 70**, creating the Great Bay Estuary district and making an appropriation therefor. (Green, Dist 6; et al: Environment)
New title: establishing a commission to study implementing a recommendation of the New Hampshire estuaries project management plan.
 56, Finance 172, LT 503-506, am 632-635, psd 660, nonconc H am, conf 1925, rep adop 2166, enr 2234 (Chapter 236)
- SB 71-FN-A**, establishing a credit against the business profits tax or the business enterprise tax for health insurance premiums paid by certain businesses. (Larsen, Dist 15; et al: Ways and Means)
New title: establishing a committee to study improving access, affordability, and alternatives in health insurance for New Hampshire consumers.
 56, am 426-428, psd 441, H nonconc 826
- SB 72**, relative to the regulation of title loans and payday loans. (D'Allesandro, Dist 20; Estabrook, Dist 21: Banks)
New title: relative to the regulation of small loans, title loans, and payday loans.
 56, am 447-463, psd 555, nonconc H am, conf 1044, 1910, rep adop 2166-2167, enr am 2230-2232, enr 2238 (Chapter 308)
- SB 73**, establishing a committee to study establishing enterprise zones in economically deprived or challenged communities. (Odell, Dist 8; et al: Energy and Economic Development)
First new title: establishing a committee to study establishing enterprise zones in economically deprived or challenged communities, and relative to the Black Brook Park Tax Increment Finance District.
Second new title: establishing a committee to study establishing enterprise zones in economically deprived or challenged communities, and relative to the Black Brook Corporate Park Tax Increment Financing District.
 56, am 328-329, psd 441, conc H am 1127-1128, enr am 1955, enr 2180 (Chapter 213)
- SB 74-FN-A-LOCAL**, increasing certain motor vehicle registration fees and appropriating the funds for local government records management programs. (D'Allesandro, Dist 20; et al: Transportation)
 56, am 209, psd 222, H Com 1912
- SB 75**, not introduced.
- SB 76**, relative to the process for nonrenewal of teacher contracts. (O'Hearn, Dist 12; et al: Education)
 56, psd (2 RCs) 134-145, 164, H conc 1910, enr 2180 (Chapter 204)
- SB 77**, relative to bond votes in school districts with official ballot voting procedures. (Flanders, Dist 7; et al: Internal Affairs)
First new title: relative to bond votes in school districts with official ballot voting procedures, and relative to adoption of revisions and the budget process in city charters.
Second new title: relative to town charter provisions for bond votes using official ballot voting procedures, relative to the 2003 apportionment of county taxes in Coos county, and ratifying the Hampton Beach village district annual meeting.
 56, LT 109, am 131-134, psd 164, conc H am 1908, enr 2180 (Chapter 205)
- SB 78-FN**, establishing the New Hampshire health care information council. (O'Hearn, Dist 12; et al: Public Institutions, Health and Human Services)
New title: establishing the New Hampshire health care information council.
 56, am & Finance 408-416, am (RC) 588-595, psd 660, H Com 1912

- SB 79-FN-LOCAL**, relative to animal cruelty. (Roberge, Dist 9; et al: Wildlife and Recreation)
New title: relative to penalties for the exhibition of fighting animals.
 56, rcmt, 218-219, am 436-440, psd 441, H conc 783, enr am 822, enr 1122 (Chapter 98)
- SB 80**, relative to vocational education and the automotive technology curriculum. (Johnson, Dist 2: Education)
 56, am & Finance 310-312, recon, am & Finance 342-345, psd 595-596, 660, H conc 1910, enr 2180 (Chapter 214)
- SB 81-FN**, granting a retirement system annuity to the surviving spouse of Carl Morin. (Gallus, Dist 1; et al: Insurance)
 57, K 147
- SB 82-FN**, relative to awards of fees and interest under workers' compensation. (Flanders, Dist 7; Gilman, Graf 9: Insurance)
 57, am 147-148, psd 164, H conc 825, enr am 1038-1039, enr 1123 (Chapter 99)
- SB 83**, relative to paralegals and legal assistants. (Roberge, Dist 9; et al: Judiciary)
 57, am (RC) 531-536, psd 555, H nonconc 1116
- SB 84-FN**, relative to eligibility for payment of medical benefits by the retirement system. (Larsen, Dist 15: Insurance)
 57, Com 183
- SB 85-FN**, making certain revisions to the special education laws. (Estabrook, Dist 21: Education)
 57, am & Finance 145-146, psd 506-507, 555, conc H am 1908, enr 2180 (Chapter 215)
- SB 86-FN**, relative to disclosure of certain information about child fatalities and near fatalities resulting from abuse and neglect, and relative to accreditation of the department of health and human services by the Council on Accreditation for Children and Family Services. (Martel, Dist 18; et al: Public Institutions, Health and Human Services)
New title: relative to disclosure of information about child fatalities resulting from abuse and neglect; relative to accreditation of the department of health and human services by the Council on Accreditation for Children and Family Services; and extending the reporting date for the pilot project relative to abuse and neglect hearings in Grafton county court.
 57, Finance 205, psd (RC) 496-497, 555, conc H am 1908-1909, enr 2180 (Chapter 206)
- SB 87**, relative to setback requirements for septage, biosolids, and short paper fibers. (Johnson, Dist 2: Environment)
First new title: establishing a committee to study setback requirements for septage, biosolids, and short paper fibers, and extending the temporary use of septage, biosolids, and short paper fiber by certain persons.
Second new title: changing the membership of the commission to study setback requirements for septage, biosolids, and short paper fibers, and extending the temporary use of septage, biosolids, and short paper fiber by certain persons.
 57, am 347-349, psd 441, nonconc H am, conf 1125, rep adop 2167-2168, enr am 2210, enr 2236 (Chapter 302)
- SB 88-FN**, relative to testing and monitoring requirements at soil manufacturing and reclamation sites. (Johnson, Dist 2: Environment)
 57, K 349
- SB 89**, relative to encouraging the use of biosolids and short paper fiber in road construction projects. (Johnson, Dist 2: Environment)
 57, K 253
- SB 90-FN**, increasing the cap for relocation assistance for businesses in eminent domain proceedings. (Flanders, Dist 7; et al: Finance)
 57, psd 513, 555, H conc 1910, enr 2180 (Chapter 207)
- SB 91**, extending the committee to study eminent domain proceedings and adding certain duties. (Flanders, Dist 7; et al: Finance)
 57, psd 497, 555, H conc 783, enr 828 (Chapter 62)
- SB 92-FN**, regulating home improvement contractors. (D'Allesandro, Dist 20: Public Affairs)
 57, K 278-281

- SB 93**, relative to wrongful discharge from employment. (D'Allesandro, Dist 20: Judiciary)
57, K 116-118
- SB 94-FN**, requiring criminal background checks for employees working in long-term care facilities and in home health care and for applicants for a license from the board of nursing. (D'Allesandro, Dist 20: Judiciary)
New title: requiring criminal conviction record checks for employees working in long-term care facilities and in home health care and for applicants for a license from the board of nursing.
58, am 381-384, psd 441, conc H am 1042, enr am 1951, enr 1956 (Chapter 185)
- SB 95-FN-LOCAL**, relative to the development of workforce housing within municipalities. (Larsen, Dist 15; et al: Executive Departments and Administration)
58, am & Finance 352-357, am 596-597, psd 660, H Com 1912
- SB 96-FN**, establishing a pharmacy assistance program for seniors and disabled persons. (Larsen, Dist 15; et al: Public Institutions, Health and Human Services)
New title: establishing a pharmacy discount program for seniors and disabled persons and making an appropriation therefor.
58, rcmt 205, LT (RC) 416-418, am (RC) & Finance 431-434, am 597-599, psd 660, H nonconc 784
- SB 97**, limiting the liability of firefighters working for certain private firefighting units. (Clegg, Dist 14: Executive Departments and Administration)
58, am 357, psd 442, H nonconc 1116
- SB 98-FN**, prohibiting telemarketers from contacting customers on a federal do-not-call registry. (Estabrook, Dist 21; et al: Public Affairs)
58, am (RC) 193-199, psd 222, nonconc H am, conf 1043, 1910, rep adop 2168-2171, enr 2238 (Chapter 303)
- SB 99**, relative to high cost mortgage loans. (Flanders, Dist 7; et al: Banks)
58, am 463, psd 555, H Com 1912
- SB 100**, not introduced.
- SB 101-FN**, relative to unemployment compensation. (Flanders, Dist 7; Bishop, Rock 74: Executive Departments and Administration)
58, LT 357-363, am 575, psd 660, H conc 825, enr am 1039-1040, enr 1123 (Chapter 116)
- SB 102-FN**, relative to the computation of tax on certain telecommunications services under the communications services tax. (D'Allesandro, Dist 20; Major, Rock 79: Ways and Means)
58, LT 296-299, died on the table 2253
- SB 103-FN**, establishing a credit against the business profits tax for contributions under a rental equity builder program. (Peterson, Dist 11; et al: Ways and Means)
58, K 217-218
- SB 104**, relative to state administration of medicaid benefits and services for individuals who are deaf or hard of hearing. (O'Hearn, Dist 12; et al: Public Institutions, Health and Human Services)
58, am 118-119, psd 126, conc H am 714, enr am 717, enr 784 (Chapter 54)
- SB 105-FN**, establishing state appliance and equipment energy efficiency standards. (Below, Dist 5; et al: Energy and Economic Development)
58, Com 253
- SB 106**, relative to the operation of personal watercraft. (Johnson, Dist 2; et al: Wildlife and Recreation)
59, LT 553-554, died on the table 2253
- SB 107-FN-A-LOCAL**, establishing a statewide education accountability system. (O'Hearn, Dist 12; et al: Education)
59, am & Finance 312-321, am 599-607, psd 660, nonconc H am 1909
- SB 108-FN-LOCAL**, relative to charter schools. (Boyce, Dist 4: Education)
59, Com 249-251
- SB 109**, adopting the model Drug Dealer Liability Act. (Clegg, Dist 14; et al: Judiciary)
59, Com 536-537

- SB 110**, relative to small group health insurance coverage. (Prescott, Dist 23; et al: Insurance)
New title: relative to small group health insurance coverage and relative to health plan loss information.
 59, am (RC) 515-528, psd 556, conc H am 1909, enr 2180 (Chapter 188)
- SB 111**, relative to the standardized protocol for investigating and interviewing victims of child abuse and neglect and relative to the development of multi-disciplinary child abuse investigation teams. (Cohen, Dist 24; et al: Judiciary)
 59, K 154-155
- SB 112-FN-LOCAL**, relative to state use of domestic steel. (Cohen, Dist. 24; et al: Public Affairs)
 59, Com 199-200
- SB 113**, changing the name of Plymouth state college to Plymouth state university. (Johnson, Dist 2; et al: Executive Departments and Administration)
New title: changing the name of Plymouth state college to Plymouth state university and amending the responsibilities of the postsecondary education commission.
 59, psd 175, 222, conc H am 1128, enr am 1951-1952, enr 1954 (Chapter 159)
- SB 114**, implementing an unsafe school choice option for pupils attending schools which have been classified as persistently dangerous and authorizing the state board of education to implement a complaint process to address school safety and school violence issues in nonpublic schools. (O'Hearn, Dist 12; et al: Education)
 59, am (RC) 567-570, psd 660, conc H am 1042, enr am 1952, enr 1956 (Chapter 186)
- SB 115**, establishing a commission to study implementing a recommendation of the New Hampshire estuaries project management plan and establishing the estuary alliance for sewerage treatment. (Prescott, Dist 23; et al: Environment)
New title: increasing the fees for review of subdivisions and waste disposal systems by the department of environmental services and making an appropriation for implementing information technology and regulatory process improvements.
 59, Finance 172, am 507-508, psd 556, nonconc H am, conf 1924-1925, rep adop 2171-2172, enr 2235 (Chapter 246)
- SB 116**, establishing a committee to study methods to prevent or reduce the high school dropout rate. (Cohen, Dist 24; et al: Education)
 59, psd 570-571, 660, H conc 1116, enr 1954 (Chapter 160)
- SB 117-FN-A-LOCAL**, authorizing video lottery administered by a gaming oversight authority. (D'Allesandro, Dist 20; et al: Ways and Means)
New title: authorizing video lottery administered by a gaming oversight authority, and establishing a pharmacy benefit program.
 60, am & Finance 428-429, Com 607
- SB 118-FN-A**, establishing a ladders to literacy program and making an appropriation therefor. (Estabrook, Dist 21; et al: Education)
 60, Com 251-252
- SB 119**, relative to medical and hospital liability insurance. (O'Hearn, Dist 12; et al: Insurance)
 60, am 640-641, psd 660, conc H am 1128, enr 2180 (Chapter 208)
- SB 120**, relative to testimony by the state personnel in criminal cases. (Clegg, Dist 14; et al: Judiciary)
New title: relative to testimony by video teleconference in criminal cases.
 60, am 537-538, psd 556, nonconc H am, conf 1125-1126, rep adop 2172-2173, enr 2235 (Chapter 247)
- SB 121-FN**, relative to mortgage originator registration. (Larsen, Dist 15; et al: Banks)
New title: relative to mortgage originators.
 60, psd 129, 164, nonconc H am, conf 1044, 1910-1911, rep adop 2173, enr 2238 (Chapter 304)
- SB 122**, relative to the regulation of first mortgage brokers. (Larsen, Dist 15; et al: Banks)
 60, am 307-308, psd 442, H nonconc 826

- SB 123**, establishing a commission to study structures for increased voter education and improved enforcement of campaign practices laws. (Estabrook, Dist 21; et al: Internal Affairs)
60, psd (RC) 150-154, 164, H nonconc 1912
- SB 124**, establishing a family-community involvement program. (Estabrook, Dist 21; et al: Education)
60, K 321-323
- SB 125**, not introduced.
- SB 126-FN-A**, exempting certain transfers of title from the real estate transfer tax. (Sapareto, Dist 19; et al: Public Affairs)
60, Com 200
- SB 127**, authorizing the sweepstakes commission to license multi-hall linked bingo for charitable purposes. (Martel, Dist 18; et al: Ways and Means)
60, K 552-553
- SB 128-FN**, transferring the bureau of vital records and health statistics from the department of health and human services to the department of state. (Martel, Dist 18; et al: Executive Departments and Administration)
60, am & Finance 258-275, am 508-510, psd 556, H Com 1912
- SB 129**, relative to the board of tax and land appeals and eminent domain cases. (Flanders, Dist 7; et al: Finance)
61, psd 497, 556, H conc 783, enr 828 (Chapter 63)
- SB 130-FN-LOCAL**, relative to county departments of corrections. (Clegg, Dist 14; et al: Executive Departments and Administration)
61, am 363-366, psd 442, conc H am 1129, enr am 2195-2196, enr 2234 (Chapter 237)
- SB 131**, establishing a committee to study promoting the establishment of free clinics for uninsured and underinsured persons. (Peterson, Dist 11; et al: Public Institutions, Health and Human Services)
New title: establishing a committee to study the system of health care safety net providers in New Hampshire, and options for improving access to primary and preventive care for the uninsured and underinsured.
61, am 652-653, psd 660, H nonconc 826
- SB 132-FN-A**, extending the Parents as Teachers program in Sullivan county and making an appropriation therefor. (Odell, Dist 8; et al: Education)
61, am & Finance 323-325, psd 607, 660, H Com 1912
- SB 133**, relative to amending the charter of Dartmouth college. (Peterson, Dist 11; et al: Public Institutions, Health and Human Services)
61, psd 540-541, 556, H conc 1116, enr 1954 (Chapter 161)
- SB 134**, relative to the regulation of real estate brokers by the real estate commission. (Gallus, Dist 1; et al: Public Affairs)
61, am 399-400, psd 442, nonconc H am, conf 1126, rep adop 2174, enr 2235 (Chapter 268)
- SB 135**, relative to hotel keeper liability for personal care services. (Gallus, Dist 1; et al: Insurance)
New title: relative to hotelkeeper or innkeeper liability for personal child care services.
61, am 148-150, psd 164, conc H am 1042-1043, enr 1954 (Chapter 162)
- SB 136**, relative to liability for hazardous materials accidents. (Prescott, Dist 23; Welch, Rock 79: Environment)
61, psd 571, 661, conc H am 1129, enr 2180 (Chapter 209)
- SB 137-A**, requiring the state to construct a non-toll bridge connecting the towns of Merrimack and Litchfield and making an appropriation therefor. (Martel, Dist 18: Transportation)
61, K 125
- SB 138-FN**, clarifying the exemption from the interest and dividends tax for distributions from qualified tuition savings programs. (Larsen, Dist 15; et al: Ways and Means)
61, Finance 429, psd 607-608, 661, H conc 783, enr 828 (Chapter 64)

- SB 139**, relative to exhibition fees charged by the boxing and wrestling commission. (Clegg, Dist 14: Public Affairs)
61, psd 200, 222, conc H am 1043, enr 1954 (Chapter 163)
- SB 140-FN**, establishing an optional renewal period for licenses to carry a pistol or revolver. (Prescott, Dist 23; Itse, Rock 80: Judiciary)
61, am & Finance (RC) 155-156, psd 497-498, 556, H nonconc 1116
- SB 141-FN-A-LOCAL**, relative to fire service aid payments to the city of Concord and making an appropriation therefor. (Larsen, Dist 15; et al: Ways and Means)
62, K 429-431
- SB 142-FN**, relative to advertisements on utility poles and highway signs. (Johnson, Dist 2; Introne, Rock 75: Transportation)
62, am & Finance 291-295, psd 498, 556, conc H am 829-830, enr 1121 (Chapter 136)
- SB 143**, establishing a commission to study and review the regulation of the building trades. (Prescott, Dist 23; Larsen, Dist 15: Public Affairs)
62, am 200-202, psd 222, H nonconc 826
- SB 144-FN**, relative to the lease agreement between the department of regional community-technical colleges and Pease development authority. (Johnson, Dist 2: Ways and Means)
62, am & Finance 434-435, LT 617, died on the table 2253
- SB 145-FN-A**, relative to the duties of the board of trustees of the department of regional community-technical colleges. (Johnson, Dist 2: Executive Departments and Administration)
62, Finance 175, psd 498-499, 556, H conc 783, enr 828, veto sustained (RC) 2249-2250
- SB 146**, relative to eligible costs for training grants in the job training program for economic growth. (Johnson, Dist 2; Clegg, Dist 14: Energy and Economic Development)
62, psd 171, 222, H nonconc 826
- SB 147**, establishing a committee to study alternative strategies to relieve the property tax burden on private educational institutions and to encourage scholarships to New Hampshire students. (D'Allesandro, Dist 20; Martel, Dist 18: Ways and Means)
62, psd 159-160, 164, H nonconc 784
- SB 148-FN**, relative to the regulation of water treatment equipment installers by the plumber's board. (Prescott, Dist 23: Public Affairs)
62, am & Finance 400-403, psd 617-618, 661, H nonconc 1116
- SB 149-FN**, establishing criminal penalties for the use of a credit card scanning device or reencoder to defraud. (Morse, Dist 22; et al: Judiciary)
62, am & Finance 156-158, psd 499, 556, conc H am 1129, enr 2180 (Chapter 210)
- SB 150**, not introduced.
- SB 151-FN-A-LOCAL**, relative to the taxation of telecommunications poles and conduits. (Green, Dist 6: Energy and Economic Development)
62, LT 329, died on the table 2254
- SB 152**, relative to health insurance coverage for prosthetic devices. (Clegg, Dist 14: Insurance)
62, am 183-185, psd 222, conc H am 1129, enr 2180 (Chapter 216)
- SB 153**, adopting the nurse licensure compact. (Martel, Dist 18, et al: Public Institutions, Health and Human Services)
62, Com 541-548
- SB 154**, relative to landlord access to rental properties. (Sapareto, Dist 19: Public Affairs)
62, LT 202-204, am 301-304, psd 305, nonconc H am, conf 1126-1127, rep adop 2174, enr 2235 (Chapter 271)
- SB 155**, establishing a commission to study issues relative to large groundwater withdrawals. (Johnson, Dist 2; R. Cooney, Rock 76: Environment)
New title: establishing a commission to study issues relative to groundwater withdrawals.
63, am 172-174, psd 222, nonconc H am, conf 1127, rep adop 2174-2175, enr am 2209, enr 2238 (Chapter 305)

- SB 156**, relative to law enforcement officer's collective bargaining. (D'Allesandro, Dist 20: Public Affairs)
63, K 204
- SB 157**, establishing a committee to study the vesting of development rights. (Green, Dist 6: Executive Departments and Administration)
New title: establishing a committee to study certain issues relative to municipal planning.
63, am 175-176, psd 222, conc H am 1129-1130, enr 1954 (Chapter 179)
- SB 158**, adding a county commissioner member to the New Hampshire retirement system board of trustees. (Peterson, Dist 11; et al: Insurance)
63, K 185
- SB 159-FN**, relative to milfoil and other exotic aquatic weeds. (Johnson, Dist 2; et al: Environment)
63, am & Finance 349-352, am (RC) 618-623, psd 661, H Com 1912
- SB 160-FN-A**, making a capital appropriation to continue construction of the vocational center in Nashua. (O'Hearn, Dist 12; et al: Education)
63, Finance 146-147, com changed to Capital Budget 233, LT 466, died on the table 2254
- SB 161**, relative to procedures in eminent domain proceedings. (Flanders, Dist 7; et al: Finance)
63, am 510-513, psd 556, conc H am 1909, enr 2180 (Chapter 211)
- SB 162**, establishing a committee to study water resources. (Green, Dist 6; et al: Environment)
63, psd 174, 222, conc H am 1130, enr 2180 (Chapter 217)
- SB 163-FN**, relative to the procedures of the health services planning and review board. (Flanders, Dist 7; et al: Public Institutions, Health and Human Services)
63, Finance (RC) 283, psd 499, 556, nonconc H am, conf 1924 (no report filed)
- SB 164**, relative to the unauthorized use of a financial institution's name. (Flanders, Dist 7; Reardon, Mer 39: Banks)
New title: relative to the unauthorized and deceptive use of a financial institution's name.
63, am 129-130, psd 164, conc H am 1130, enr am 2196, enr 2199 (Chapter 238)
- SB 165**, relative to the voluntary dissolution of nondepository trust companies. (Flanders, Dist 7: Banks)
63, am 168-171, psd 222, H conc 783, enr 828 (Chapter 65)
- SB 166**, establishing a committee to study methods for the state to create incentives for school districts to provide mentoring for beginning teachers. (Estabrook, Dist 21; et al: Education)
63, psd 252-253, 305, H conc 783, enr 827 (Chapter 72)
- SB 167**, relative to indoor air quality assessment in public school buildings. (Estabrook, Dist 21; et al: Environment)
63, K (RC) 254-255
- SB 168**, allowing school boards to adjourn to nonpublic session to consider pupil disciplinary matters. (Estabrook, Dist 21: Judiciary)
64, am 644-646, psd 661, H nonconc 1116
- SB 169**, relative to frivolous actions against the state concerning state construction projects. (Clegg, Dist 14; et al: Transportation)
64, am 549-550, psd 556, H nonconc 1116
- SB 170**, relative to Public Service of New Hampshire. (Clegg, Dist 14; et al: Energy and Economic Development)
64, am 329-340, psd 442, H conc 699, enr am 694-695, enr 695 (Chapter 21)
- SB 171**, regulating activities which may cause the introduction and spread of infectious wildlife diseases. (Clegg, Dist 14: Wildlife and Recreation)
New title: regulating non-agricultural activities which may cause the introduction and spread of infectious wildlife diseases.
64, am 160-162, psd 164, H conc 783, enr 828 (Chapter 66)

- SB 172-FN**, increasing certain fees charged by the secretary of state. (Martel, Dist 18: Internal Affairs)
64, am 109-110, psd 126, H nonconc 784
- SB 173**, relative to certain historical and recreational facilities. (Johnson, Dist 2: Transportation)
64, am 209-211, psd 222, H conc 783, enr 828 (Chapter 67)
- SB 174**, relative to scheduled permanent impairment awards under workers' compensation. (Johnson, Dist 2: Insurance)
New title: relative to scheduled permanent impairment awards and remedial care under workers' compensation.
64, am 528-529, psd 556, nonconc H am, conf 1044, 1911, rep adop 2176, enr 2235 (Chapter 269)
- SB 175**, not introduced.
- SB 176**, relative to standards for plats recorded in the registry of deeds. (Johnson, Dist 2: Public Affairs)
64, psd 205, 222, H Com 1913
- SB 177**, relative to credit unions. (Flanders, Dist 7; DeStefano, Mer 41: Banks)
64, am 463-466, psd 556, H conc 1116, enr 1954 (Chapter 164)
- SB 178**, relative to guaranty funds. (Prescott, Dist 23; et al: Banks)
64, psd 308, 442, H conc 1116, enr am 1952, enr 1956 (Chapter 184)
- SB 179-FN-A**, relative to positions in the banking department. (Flanders, Dist 7; Hunt, Ches 28: Banks)
64, psd 308-309, 442, conc H am 1909, enr 1954, veto overridden (RC) 2250-2251, H sustained veto 2253
- SB 180**, making certain changes in the banking laws. (Flanders, Dist 7; DeStefano, Mer 41: Banks)
64, psd 309, 442, H conc 1116, enr 1954 (Chapter 165)
- SB 181**, relative to investigations by and license revocation appeals to the board of trust company incorporation. (Flanders, Dist 7; DeStefano, Mer 41: Banks)
64, psd 309-310, 442, H conc 1117, enr 1954 (Chapter 166)
- SB 182**, relative to releasing information from motor vehicle records. (Boyce, Dist 4; Dumaine, Rock 75: Transportation)
64, K 295-296
- SB 183-FN**, relative to membership in the retirement system for part-time attorneys general. (Clegg, Dist 14; Rogers Johnson, Rock 83: Insurance)
64, K 185-186
- SB 184**, relative to reinsurance. (Johnson, Dist 2: Insurance)
New title: relative to reinsurance and relative to the unclaimed property of a demutualized insurance company.
65, am 642-643, psd 661, conc H am 1130, enr 2180 (Chapter 218)
- SB 185**, relative to reducing mercury in automobiles. (Cohen, Dist 24: Environment)
65, K 256-258
- SB 186-FN**, relative to sale of tobacco products. (Johnson, Dist 2: Interstate Cooperation)
65, Com 381
- SB 187**, relative to designating local emergency management directors. (Kenney, Dist 3; Clegg, Dist 14: Public Affairs)
65, K 650
- SB 188-LOCAL**, establishing a commission to study improving the enforcement of traffic laws in high traffic areas. (Martel, Dist 18: Transportation)
65, psd 158-159, 164, H nonconc 1116
- SB 189**, relative to certain automobile accidents. (Martel, Dist 18: Insurance)
65, LT 643, died on the table 2254
- SB 190**, relative to community living facilities. (O'Hearn, Dist 12; Batula, Hills 58: Public Institutions, Health and Human Services)
65, am 653-654, psd 661, H conc 783, enr 828 (Chapter 73)

- SB 191**, creating a committee to study establishing a prescription drug program for the elderly and disabled. (Martel, Dist 18; et al: Public Institutions, Health and Human Services)
65, K 548-549
- SB 192-FN**, relative to domicile for persons needing assistance. (Martel, Dist 18: Public Affairs)
65, K 281-282
- SB 193**, extending the report date for the commission on the education of the deaf and hard of hearing in New Hampshire. (Martel, Dist 18: Public Institutions, Health and Human Services)
New Title: extending the report date for the commission on the education of the deaf and hard of hearing in New Hampshire and the commission on architecturally secure facilities and community shelter care facilities for juveniles.
65, am 655, psd 661, H conc 1117, enr 1954 (Chapter 167)
- SB 194**, establishing a committee to study certain issues relative to large groundwater withdrawals and their effect on Darrah Pond in Litchfield. (Martel, Dist 18: Environment)
65, K 352
- SB 195**, combining the career incentive program and the nursing leveraged scholarship loan program within the department of postsecondary education. (O'Hearn, Dist 12; D'Allesandro, Dist 20: Education)
65, K 253
- SB 196**, establishing a committee to study the inspection and fees for sanitary transportation of seafood. (Prescott, Dist 23; Moore, Rock 84: Transportation)
65, K 296
- SB 197-FN**, relative to extended unemployment benefits. (Cohen, Dist 24; et al: Insurance)
New title: relative to extended unemployment benefits and making an appropriation therefor.
65, am 377-381, psd 442, H conc 1910, enr am 2196-2197, enr 2199 (Chapter 239)
- SB 198**, relative to a certain highway sign in Concord. (Flanders, Dist 7; et al: Transportation)
66, psd 211-212, 222, H conc 783, enr 827 (Chapter 74)
- SB 199**, revising the nurse practice act. (Below, Dist 5; et al: Executive Departments and Administration)
66, am 468-473, psd 556, H Com 1913
- SB 200**, not introduced.
- SB 201**, establishing a committee to study insurance practices relative to homeowner's insurance. (Larsen, Dist. 15; et al: Insurance)
66, psd 529, 556, H nonconc 1116
- SB 202-FN-A**, relative to funding for kidney dialysis patients and making an appropriation therefor. (Larsen, Dist 15; et al: Public Institutions, Health and Human Services)
66, Finance 283-285, K 499-500
- SB 203-FN**, requiring the New Hampshire court system to automate mental health records to comply with federal law prohibiting possession of firearms by certain persons. (Larsen, Dist 15; et al: Judiciary)
66, LT (RC) 384-385, died on the table 2254
- SB 204**, relative to bail recovery agents. (Prescott, Dist 23: Judiciary)
66, Com 538
- SB 205-FN**, authorizing the state to accept the title of the dam and dikes at Smith Pond, Enfield, New Hampshire. (Below, Dist 5; et al: Environment)
66, Com 174-175
- SB 206-FN**, relative to the registration of OHRVs used as grooming equipment for cross country ski trails. (Below, Dist 5: Wildlife and Recreation)
66, am 219-220, psd 222, conc H am 830, enr 1121 (Chapter 120)

- SB 207**, relative to transactions exempt from the consumer protection act. (Below, Dist 5; et al: Banks)
66, Com 466
- SB 208-FN**, establishing a property tax cap and abatement program. (Below, Dist 5; et al: Ways and Means)
66, LT 435, died on the table 2254
- SB 209**, relative to permissible campaign contributions by business organizations and labor unions. (Below, Dist 5; et al: Internal Affairs)
66, LT (RC) 529-530, (RC) 659, motion to suspend rules rej (RC) 816-817, died on the table 2254
- SB 210**, relative to the administrative procedures of the real estate commission. (Below, Dist 5; et al: Executive Departments and Administration)
66, am 177, psd 222, H nonconc 826
- SB 211**, relative to the expungement of DNA records and multiple qualifying convictions. (Below, Dist 5; et al: Judiciary)
67, K 646
- SB 212**, requiring fiscal impact statements for interim administrative rules and prohibiting agencies from requiring by rule the submission of social security numbers. (Below, Dist 5; et al: Executive Departments and Administration)
New title: requiring fiscal impact statements for interim administrative rules, prohibiting agencies from requiring by rule the submission of social security numbers, and authorizing certain agencies to collect social security numbers.
67, LT 177-178, am 220-221, psd 222, recon & am 299-301, psd 305, nonconc H am, conf 1927, rep adop 2176, enr 2238 (Chapter 309)
- SB 213**, allowing municipalities to adopt a volunteer firefighter property tax credit. (Below, Dist 5; et al: Ways and Means)
67, K (RC) 435-436
- SB 214-FN-A**, establishing new positions in the department of health and human services and making an appropriation therefor. (Below, Dist 5; D'Allesandro, Dist 20: Finance)
67, LT 626, died on the table 2254
- SB 215-FN**, relative to the use of prerecorded telephone messages for political advocacy. (Below, Dist 5; et al: Interstate Cooperation)
67, am 276-277, psd 305, H Com 1913
- SB 216-FN-A**, relative to the developmental services priority waiting list and making an appropriation therefor. (Below, Dist 5; et al: Public Institutions, Health and Human Services)
67, am & Finance (RC) 285-291, LT 500, died on the table 2254
- SB 217-FN**, relative to the calculation of average daily membership in residence for the purpose of calculating the cost of an adequate education. (Below, Dist 5; et al: Finance)
67, LT (RC) 627, died on the table 2254
- SB 218**, establishing a study committee to examine child custody and support laws and practices in New Hampshire. (Below, Dist 5: Judiciary)
67, K 646
- SB 219**, relative to superior court notice to health care regulatory boards of felony convictions of health care providers. (Peterson, Dist 11: Judiciary)
67, am 192-193, psd 222, H conc 783, enr 828 (Chapter 68)
- SB 220**, repealing the professional malpractice claims panel. (Peterson, Dist 11: Judiciary)
67, Com 193
- SB 221-FN**, relative to the offense of obstructing government administration by the use of simulated legal process. (Peterson, Dist 11: Judiciary)
67, am & Finance 385-386, psd 627, 661, conc H am 1043, enr 1954 (Chapter 168)
- SB 222-FN-A**, relative to motor vehicle fees. (Clegg, Dist 14; et al: Transportation)
67, Com 212-213, recon & Finance 307, am 627-632, psd 661, H Com 1913

SB 223-FN-A, relative to fees for copies of motor vehicle records and relative to the fire standards and training and emergency medical services fund. (Clegg, Dist 14; et al: Insurance)

New title: relative to fees for copies of motor vehicle records, relative to the fire standards and training and emergency medical services fund, and relative to the fire standards and training and emergency medical services report and budget. 68, psd 186, 222, nonconc H am, conf 1926, rep adop 2176-2177, enr 2235 (Chapter 248)

SB 224-FN-A-LOCAL, relative to the education property tax and needs-based targeted education aid and reducing the rates of the business enterprise tax and the business profits tax. (Sapareto, Dist 19; et al: Ways and Means) 74, LT 436, died on the table 2254

SB 225, not introduced.

SB 226-LOCAL, increasing the homestead exemption. (Sapareto, Dist 19; et al: Executive Departments and Administration) 74, am & Finance 275-276, psd 500-501, 556, H conc 1117, enr 1954 (Chapter 169)

SB 227, relative to the board of occupational therapy, the board of respiratory care practice, the board of speech-language therapists, the board of athletic trainers practice, the board of physical therapy practice, and the board of directors of the office of licensed allied health professionals. (Below, Dist 5; et al: Executive Departments and Administration)

First new title: relative to the board of occupational therapy, the board of respiratory care practice, the board of speech-language therapists, the board of athletic trainers practice, the board of physical therapy practice, and the board of directors of the office of licensed allied health professionals, and relative to the board of podiatry.

Second new title: relative to the board of occupational therapy, the board of respiratory care practice, the board of speech-language therapists, the board of athletic trainers practice, the board of physical therapy practice, and the board of directors of the office of licensed allied health professionals; relative to the board of podiatry; and relative to possession of prescription medication by licensed nurses. 74, am 366-377, psd 442, nonconc H am, conf 1923-1924, rep adop 2177, enr am 2232-2233, enr 2238 (Chapter 310)

SB 228, relative to the preservation of historic barns and similar historic agricultural structures by municipalities. (Johnson, Dist 2; et al: Public Affairs) 127, Com 282-283

SB 229, making reference changes to the school building aid statutes. (O'Hearn, Dist 12; S. L'Heureux, Mer 37: Education)

New title: changing the responsibility for administering the school building aid program and authorizing the Conway school district to hold a special meeting. 127, psd 466, 556, nonconc H am, conf 1923, rep adop 2177-2178, enr 2238 (Chapter 306)

SB 230, relative to transition service and relative to the sale of PSNH generation assets. (Below, Dist 5; et al: Energy and Economic Development) 127, Com 341

SENATE JOINT RESOLUTION

SJR 1 approving certain uses of Weeks state park. (Gallus, Dist 1: Wildlife and Recreation) 68, am 162-163, psd 164, H conc 825, enr am 1040, enr 1123 (Chapter 94)

SENATE CONCURRENT RESOLUTIONS

SCR 1, urging a study of the operating efficiency of state government. (Boyce, Dist 4; et al: Internal Affairs) 68, LT 154, 182-183, died on the table 2254

SCR 2, urging the United States Congress to act to rectify the science, research funding, and restrictions governing the Northeast multispecies fishing industry and its impact on New Hampshire fishermen. (Cohen, Dist 24; et al: Wildlife and Recreation) 68, adop 162, 164, conc H am 830

SCR 3, urging maintenance of funding for the Low Income Home Energy Assistance Program. (Below, Dist 5; et al: Energy and Economic Development)
127, am 341-342, adop 442, H conc 699, enr am 721

SCR 4 urging the New Hampshire congressional delegation to take appropriate action against modification of the Clean Air Act if the result jeopardizes New Hampshire's ability to safeguard public health and protect environmental quality. (Below, Dist 5: Environment)
127, adop 571-572, 661, H conc 825

SENATE RESOLUTIONS

SR 1, recognizing that the ancient Macedonians were Hellenes, and that the inhabitants of Macedonia today are their Hellenic descendants and part of the northern province of Greece, Macedonia. (Sen. Gatsas, Dist 16; Sen. D'Allesandro, Dist 20) intro & adop 233-235

SR 2, not introduced.

SR 3, supporting the United States troops in Iraq. (Sen. Boyce, Dist 4; et al) intro & adop (RC) 235-238, remarks 305

HOUSE BILLS

HB 1-A, making appropriations for the expenses of certain departments of the state for fiscal years ending June 30, 2004, and June 30, 2005. (Finance)
699, am (2 RCs), rules suspended, & psd 1143-1727, H nonconc, conf 1938-1939, rep adop (RC) 1957-1976, 2181, enr 2185, H sustained veto 2200

HB 2-FN-A, relative to state fees, funds, revenues, and expenditures. (Finance)
699, am (3 RCs), rules suspended, & psd 1727-1783, H nonconc, conf 1939, rep adop (RC) 1976-2036, 2181, enr am 2185-2187, enr 2198, H sustained veto 2200

HB 3-A, making appropriations for the expenses of certain departments of the state for fiscal years ending June 30, 2004, and June 30, 2005.
rules suspended, intro 2239, psd (RC) 2239-2247, rules suspended & psd 2247, enr 2249 (Chapter 318)

HB 4-FN-A, relative to state fees, funds, revenues, and expenditures.
rules suspended, intro 2239, psd, rules suspended & psd 2247, enr 2249 (Chapter 319)

HB 25-FN-A, making appropriations for capital improvements. (Capital Budget)
666, am (RC), rules suspended, & psd 1783-1797, H nonconc, conf 1939-1940, rep adop 2036-2051, 2181, enr am 2197, enr 2199 (Chapter 240)

HB 57, relative to the use of inhalers by pupils and campers with asthma. (Public Institutions, Health and Human Services)
443, psd 706-707, 714, enr am 717-719, enr 784 (Chapter 51)

HB 59, relative to court reporting. (Judiciary)
443, psd 702, 714, enr am 720-721, enr 784 (Chapter 52)

HB 60, changing the name of the advisory committee on shore fisheries and relative to the definition of shellfish and a rulemaking exemption for certain rules relating to marine species. (Wildlife and Recreation)
565, psd 710, 714, enr 723, H sustained veto 2252-2253

HB 61, relative to the taking of migratory game birds in the Connecticut River zone. (Wildlife and Recreation)
230, psd 658, 661, enr am 664-665, enr 724 (Chapter 26)

HB 64, establishing a commission to study the creation of an integrated criminal justice information system and any issues related to the privacy, security, and dissemination of such criminal justice information. (Executive Departments and Administration)
226, am 473, psd 555, H conc 692, enr 696 (Chapter 24)

HB 66-FN, relative to executive agency rulemaking authority. (Executive Departments and Administration)
226, am 948-949, psd 1034, H conc 1117, enr 1953 (Chapter 137)

- HB 69**, relative to the reinstatement of expired licenses for architects. (Executive Departments and Administration)
226, psd 473-474, 555, enr 666 (Chapter 4)
- HB 75**, relative to timber harvesting. (Energy and Economic Development)
226, am 939-941, psd 1034, H conc 1117, enr 1953 (Chapter 138)
- HB 76**, relative to neighborhood electric vehicles. (Transportation)
226, psd 550-551, 555, enr 666 (Chapter 5)
- HB 77**, establishing a committee to study the process of de novo appeals from the district courts. (Judiciary)
444, am 702-703, psd 714, H conc 784, enr 827 (Chapter 75)
- HB 79**, relative to the regulation of the installation and servicing of fire suppression systems. (Executive Departments and Administration)
First new title: relative to the regulation of water treatment equipment installers by the plumber's board.
Second new title: relative to the regulation of water treatment equipment installers by the plumber's board, and establishing a committee to study the regulation of the installation and servicing of fire detection and suppression systems and the licensure of water treatment technicians.
226, LT 474, am 1902-1907, psd 1930, H nonconc, conf 1949, rep adop 2074-2078, 2181, enr am 2210-2211, enr 2236 (Chapter 272)
- HB 81-FN-A**, setting the rate for the medicaid enhancement tax for the biennium ending June 30, 2005. (Ways and Means)
New title: amending the effective date of HB 694-FN of the 2003 legislative session.
559, Finance 710, am, rules suspended, & psd 1813-1814, H nonconc, conf 1936-1937, rep adop 2079, 2181, enr 2234 (Chapter 225)
- HB 82**, to change the name of "Mount Clay" to Mount Reagan. (Wildlife and Recreation)
230, psd (RC) 1101-1109, 1114, enr 1953 (Chapter 139)
- HB 86**, relative to the membership of the permissible fireworks review committee. (Public Affairs)
227, psd 650, 661, enr 696 (Chapter 6)
- HB 91**, relative to the telecommunications planning and development initiative and advisory committee. (Energy and Economic Development)
227, psd 467, 555, enr 666 (Chapter 7)
- HB 92**, relative to the use of epinephrine auto-injectors by pupils and campers with severe allergies. (Public Institutions, Health and Human Services)
443, psd 707, 714, enr am 720, enr 784 (Chapter 50)
- HB 99**, relative to absentee ballot requests. (Internal Affairs)
227, psd 530-531, enr 666 (Chapter 8)
- HB 101**, relative to qualifications for state offices. (Internal Affairs)
New title: relative to qualifications for state offices and relative to vacancies in public offices.
227, am (RC) 623-626, psd 661, H conc 652, enr 696 (Chapter 22)
- HB 104-FN**, implementing procedures for a hospital or safe haven to assume temporary care and control of an abandoned child and creating an exception to the crime of endangering the welfare of a child. (Public Institutions, Health and Human Services)
128, am (RC) 418-424, psd 442, H conc 692, enr am 699-700, enr 724 (Chapter 40)
- HB 105**, relative to sexual assaults committed by corrections officers, probation and parole officers, and juvenile probation and parole officers against individuals under their supervision. (Judiciary)
New title: relative to sexual assaults committed by corrections officers, probation and parole officers, and juvenile probation and parole officers against individuals under their supervision, making a technical correction, and permitting the court to prohibit visitation between a parent convicted of sexual abuse or sexual assault against a minor child or stepchild and a sibling or step-sibling of the victim.
443, am 1080-1084, recon & am 1112-1113, psd 1114, H conc 1911, enr am 2189-2191, enr 2199 (Chapter 226)
- HB 107**, relative to bingo. (Ways and Means)
565, Com 1892

- HB 108**, relative to the adoption of an optional veterans' property tax credit. (Ways and Means)
227, Com 1892
- HB 109-FN**, relative to telemarketing practices. (Interstate Cooperation)
697, am 795-798, psd 821, H nonconc, conf 1919 (no report filed)
- HB 112-FN**, establishing a point system for the annual moose permit lottery. (Wildlife and Recreation)
565, am & Finance 711-712, psd 960, 1034, H conc 1911, enr 2179 (Chapter 189)
- HB 120**, relative to sessions for the correction of the checklist and sessions for changes of party registration. (Internal Affairs)
230, psd 681, 692, enr 724 (Chapter 27)
- HB 121**, relative to grounds for modification of a permanent child custody order. (Judiciary)
558, Com 748
- HB 122**, relative to an informed jury. (Judiciary)
565, K 1084-1085
- HB 123**, relative to notice given to putative fathers in adoption proceedings. (Judiciary)
565, am 748-749, psd 780, H conc 1117, enr 1953 (Chapter 140)
- HB 126**, relative to posting statutes at polling places. (Internal Affairs)
227, psd 644, 661, enr am 664, enr 724 (Chapter 28)
- HB 127**, establishing a committee to study the effectiveness and fairness of county government. (Public Affairs)
227, am 651-652, psd 661, H nonconc 784
- HB 128**, relative to the treatment of horses. (Wildlife and Recreation)
128, psd 440, 442, enr am 557, enr 666 (Chapter 9)
- HB 131**, relative to enforcement of negotiable instruments under Article 3 of the Uniform Commercial Code. (Banks)
227, psd 862, 1034, enr 1121 (Chapter 121)
- HB 132**, relative to state scholarships for orphans of veterans. (Education)
227, psd 700-701, 714, enr 723 (Chapter 44)
- HB 134-FN**, relative to recommendations, appointments, and qualifications of marital masters and procedures for cases heard by marital masters. (Judiciary)
565, Com 1008
- HB 135-FN-L**, relative to charter schools. (Education)
716, am & Finance (2 RCs) 886-903, am 1863-1867, psd 1930, H nonconc, conf 1933-1934, 1956, rep adop (RC) 2079-2081, 2181, enr am 2211, enr 2236 (Chapter 273)
- HB 139**, relative to the collection and reporting of school drop-out, suspension, and expulsion data and relative to the deadlines for submitting certain reports to the department of education. (Education)
New title: relative to the collection and reporting of school drop-out, suspension, and expulsion data; relative to the deadlines for submitting certain reports to the department of education; and establishing a statewide education accountability system.
565, am 1047-1057, psd 1114, H nonconc, conf 1919-1920, rep adop 2081-2089, 2181, enr am 2212-2215, enr 2236 (Chapter 314)
- HB 149**, relative to patient rights and disclosures. (Public Institutions, Health and Human Services)
230, rcmt 682, K 754
- HB 151**, authorizing the county convention to contract and fund performance audits of county departments. (Public Affairs)
New Title: authorizing the county convention to contract and fund performance audits of county departments, authorizing employees of the Hillsborough and Rockingham county delegations, and relative to adoption of revisions and the budget process in city charters.
227, am & LT 538-540, am 636-638, psd 661, H conc 699, enr 725 (Chapter 25)
- HB 153-FN**, relative to grounds for termination of parental rights. (Judiciary)
558, psd 749-750, 780, enr 826 (Chapter 79)
- HB 156**, relative to weights and measures. (Wildlife and Recreation)
230, psd 658, 661, enr 724 (Chapter 42)

- HB 159**, relative to meetings of the directors of nondepository trust companies. (Banks)
716, psd 862, 1035, enr 1121 (Chapter 122)
- HB 160**, relative to removal or replacement of trustees. (Banks)
716, psd 862, 1035, enr 1121 (Chapter 123)
- HB 162**, relative to remedies and penalties for injuries to domestic animals caused by dogs. (Wildlife and Recreation)
565, LT 1110, died on the table 2254
- HB 164-FN-A**, increasing the gross premiums tax on insurance provided by certain unlicensed companies. (Insurance)
697, psd 790-791, 821, enr 1122, H sustained veto 2252-2253
- HB 166**, relative to employees of the New Hampshire retirement system. (Executive Departments and Administration)
227, Finance 574, psd 960, 1035, enr 1121 (Chapter 132)
- HB 167**, relative to complaints against judges. (Judiciary)
697, Com 1874
- HB 171**, establishing a commission to assess the operating efficiency of state government. (Executive Departments and Administration)
68, psd (2 RCs) 178-182, 222, enr 231 (Chapter 1)
- HB 172**, extending the committee to study the exemption from property taxes for not-for-profit hospitals, and including a study of the community benefit law. (Ways and Means)
227, psd 710, 715, enr 723 (Chapter 45)
- HB 173**, making technical corrections relative to the exception from the meals and rooms tax for gratuities. (Ways and Means)
227, am 1892-1893, psd 1930, H nonconc, conf 1945-1946, rep adop 2089, 2181, enr 2234 (Chapter 249)
- HB 175**, relative to membership of attorneys in the New Hampshire Bar Association and lobbying by the Bar Association. (Judiciary)
565, am (RC) 1874-1883, psd 1930, H nonconc, conf 1934, 1955, rep adop (RC) 2089-2091, 2181, enr 2234 (Chapter 250)
- HB 177**, excluding stepchildren from the definition of "child" in the context of support orders. (Judiciary)
565, LT 1085, died on the table 2254
- HB 178**, relative to detention for violations of protective orders. (Judiciary)
566, psd 1883, 1930, enr 2179 (Chapter 219)
- HB 179**, establishing a committee to study enhancement of laws relating to vehicle pursuits. (Transportation)
443, am 686-687, psd 692, H conc 784, enr 827 (Chapter 76)
- HB 180**, relative to proceedings for termination of parental rights. (Judiciary)
443, K 750
- HB 181**, relative to limiting landowner liability for giving permission for horseback riding. (Wildlife and Recreation)
230, psd 688, 692, enr 724 (Chapter 29)
- HB 182**, relative to unclaimed shares and advancements to heirs. (Insurance)
230, psd 676-677, 692, enr am 721, enr 723 (Chapter 46)
- HB 183**, relative to a distribution from a decedent's estate to a minor. (Banks)
230, psd 672, 692, enr 724 (Chapter 30)
- HB 184**, relative to distribution upon intestacy. (Judiciary)
565, psd 703, 715, enr 723 (Chapter 47)
- HB 185**, relative to pretermitted heirs. (Judiciary)
565, am 703-704, psd 715, H nonconc, conf 1045, rep adop 2092, 2181 (unable to agree)
- HB 186**, relative to the effect of divorce or annulment upon trusts. (Banks)
445, psd 672, 692, enr 724 (Chapter 31)
- HB 192**, relative to disposal of controlled drugs in possession of law enforcement officers. (Judiciary)
566, psd 750, 780, enr 826 (Chapter 80)

- HB 194**, relative to appeals in landlord/tenant actions. (Public Affairs)
566, K 1085
- HB 195**, prohibiting all part-time district court judges and district court clerks from practicing law in the district courts. (Judiciary)
443, am 750-751, psd 780, H nonconc, conf 1045, rep adop 2092, 2181, enr 2234 (Chapter 251)
- HB 196**, establishing a commission to study means to integrate services for people with co-occurring disorders. (Public Institutions, Health and Human Services)
445, K 754
- HB 198**, relative to the police powers of law enforcement officers called to respond to incidents in other jurisdictions. (Judiciary)
New title: relative to the police powers of law enforcement officers called to respond to incidents in other jurisdictions and relative to the authority of the Maine marine patrol to perform certain law enforcement functions in the waters of New Hampshire.
443, am 799-801, psd 821, H nonconc, conf 1130-1131, rep adop 2092-2093, 2181, enr 2234 (Chapter 252)
- HB 204**, relative to venue in juvenile proceedings. (Judiciary)
444, am 1883-1884, psd 1930, H nonconc, conf 1943, rep adop 2093, 2181, enr 2234 (Chapter 253)
- HB 205**, relative to the use of criminal records and reports. (Judiciary)
565, psd 1884, 1930, enr 2179 (Chapter 190)
- HB 206**, relative to filing of complaints for violation-level offenses. (Judiciary)
443, K 751
- HB 208**, relative to name changes for inmates and parolees. (Executive Departments and Administration)
565, psd 732, 780, enr 827 (Chapter 81)
- HB 210-FN-A**, relative to passenger tramway registration fees and relative to carnival or amusement ride fees. (Transportation)
565, am & Finance 808-809, psd 1061, 1114, H conc 1911, enr 2179 (Chapter 191)
- HB 211**, relative to town clerk fee deposit requirements. (Executive Departments and Administration)
668, psd 732, 780, enr am 824, enr 1123 (Chapter 100)
- HB 212**, defining "terrorize" for the purpose of criminal threatening. (Judiciary)
444, am 704-705, psd 715, H conc 784, enr 828 (Chapter 69)
- HB 213**, relative to reporting requirements for dedicated funds. (Executive Departments and Administration)
559, LT 949-950, died on the table 2254
- HB 214**, relative to discovery deposition of minors in criminal cases. (Judiciary)
558, am 751-752, psd 780, H conc 1117, enr 1953 (Chapter 141)
- HB 215**, relative to expungement of records contained in the DNA database. (Judiciary)
566, am 752, psd 780, H conc 825, enr 1122 (Chapter 101)
- HB 218**, relative to the definition of beneficially interested person. (Banks)
668, psd 727-728, 780, enr 827 (Chapter 82)
- HB 222**, specifying the term for physicians and dentists at the department of corrections and relative to the special school district within the department of corrections. (Executive Departments and Administration)
668, am & LT (RC) 1798-1800, died on the table 2254
- HB 223**, relative to the temporary removal of inmates. (Executive Departments and Administration)
227, psd 574, 661, enr 724 (Chapter 32)
- HB 225**, extending the task force on deafness and hearing loss and changing the task force's membership and duties. (Public Institutions, Health and Human Services)
445, psd 754-755, 780, enr am 822, enr 1122 (Chapter 117)
- HB 228**, relative to conduct after an accident. (Insurance)
668, K 741

- HB 231**, requiring the department of education to develop a plan to address and reduce the number of persons awaiting vocational rehabilitation transition services. (Education)
227, psd 728, 780, enr 827 (Chapter 92)
- HB 233**, relative to the nuclear planning and response program. (Energy and Economic Development)
227, psd 467-468, 556, enr 666 (Chapter 11)
- HB 240**, establishing a committee to study ways to prevent suicide among young people in New Hampshire. (Public Institutions, Health and Human Services)
445, am 803-804, psd 821, H conc 1117, enr 1953 (Chapter 142)
- HB 242**, relative to the number of members on, and quorum necessary for, the assessing standards board. (Internal Affairs)
716, am 1873-1874, psd 1930, H nonconc, conf 1935-1936, rep adop 2093-2094, 2181, enr am 2216, enr 2236 (Chapter 274)
- HB 244**, establishing a committee to study landowner liability for owners providing public access to snowmobile trails. (Wildlife and Recreation)
443, am 712, psd 715, H conc 784, enr 827 (Chapter 77)
- HB 245**, relative to child custody decisions. (Judiciary)
668, psd 1884, 1931, enr 2179 (Chapter 192)
- HB 246**, relative to availability of absentee voting applicant lists. (Internal Affairs)
227, psd 531, 556, enr 666 (Chapter 12)
- HB 248**, requiring the disclosure of information to victims in juvenile delinquency cases. (Judiciary)
566, am 1884-1886, psd 1931, H nonconc, conf 1944, rep adop 2095, 2181, enr am 2226, enr 2236 (Chapter 275)
- HB 253**, relative to the design build concept for certain projects. (Transportation)
227, am 656-657, psd 661, H conc 784, enr 828 (Chapter 70)
- HB 258**, relative to the community-technical college system. (Executive Departments and Administration)
566, Com 732
- HB 259**, relative to the regulation of gift certificates under the consumer protection act. (Public Affairs)
New title: relative to the regulation of gift certificates under the consumer protection act and establishing a study committee relative to the regulation of gift certificates.
560, am 1085-1087, psd 1114, H conc 1911, enr 2179 (Chapter 193)
- HB 260**, relative to checklists used on election day. (Internal Affairs)
227, psd 531, 556, enr 666 (Chapter 13)
- HB 261**, relative to lucky 7 licenses. (Ways and Means)
560, am 1893-1894, psd 1931, H nonconc, conf 1946, rep adop 2095, 2181, enr 2235 (Chapter 254)
- HB 262**, relative to operators of bingo and games of chance. (Ways and Means)
668, am 1894-1895, psd 1931, H nonconc, conf 1946-1947, rep adop 2095-2096, 2181, enr am 2216-2217, enr 2236 (Chapter 315)
- HB 263**, establishing an oversight committee to review the allocation of funds disbursed for the developmental disabilities waitlist. (Executive Departments and Administration)
227, psd 574-575, 661, enr 696 (Chapter 10)
- HB 269-FN**, relative to claims arising from clinical services provided to the department of health and human services. (Insurance)
558, psd 741, 780, enr 827 (Chapter 83)
- HB 270**, relative to issuing drivers' licenses to aliens temporarily residing in the state. (Transportation)
227, psd 551, 556, enr 666 (Chapter 14)
- HB 271**, relative to walking disability plates and placards. (Transportation)
227, psd 551-552, 556, enr 666 (Chapter 15)

- HB 275**, establishing a committee to study ballot reform. (Internal Affairs)
230, K 644
- HB 277-FN**, relative to an extended term of imprisonment for manslaughter and relative to jury findings which warrant an extended term of imprisonment. (Judiciary)
230, psd 646, 661, enr am 663-664, enr 725 (Chapter 33)
- HB 278**, relative to certain acts of sexual assault. (Judiciary)
444, LT 705, psd 798-799, 821, enr am 1037-1038, enr 1123, H sustained veto 2252-2253
- HB 280-FN**, relative to the poison information center. (Public Institutions, Health and Human Services)
697, Finance 1026-1027, am, rules suspended, & psd 1800-1802, H nonconc, conf 1934 (no report filed)
- HB 281-FN**, exempting automatic irrigation system installers from licensure by the electrician's board. (Executive Departments and Administration)
230, LT 732-735, 818-819, remarks 1094, am 1110-1111, psd 1114, H conc 1911, enr 2179 (Chapter 194)
- HB 287**, establishing a professional malpractice claims study commission. (Insurance)
New title: establishing a professional malpractice claims study commission and establishing a commission to identify medical errors and their causes.
668, am 791-793, psd 821, H nonconc, conf 1131, rep adop 2096-2097, 2181, enr am 2197, enr 2235 (Chapter 255)
- HB 288-FN**, imposing a criminal penalty for the dissemination of certain materials without consent. (Judiciary)
716, am 1008-1009, psd 1035, H nonconc, conf 1131-1132, rep adop 2097, 2181, enr 2235 (Chapter 256)
- HB 293**, establishing a commission to identify medical errors and their causes. (Executive Departments and Administration)
716, LT 788-789, died on the table 2254
- HB 295**, relative to information filed with the regional planning commissions. (Internal Affairs)
227, am 1069-1070, psd 1114, H conc 1911, enr 2179 (Chapter 220)
- HB 296**, relative to settlement agreements in medical malpractice suits. (Judiciary)
668, psd 1886, 1931, enr 2179 (Chapter 195)
- HB 298**, relative to physical child custody decisions. (Judiciary)
668, K 1886
- HB 299**, removing judicial discretion to order a divorced parent to contribute to an adult child's college expenses. (Judiciary)
566, Com 1886
- HB 302-FN**, relative to the funding and use of the retirement system special account. (Insurance)
716, am & Finance 966-967, psd, rules suspended, & psd 1803, H conc 1911, enr 2179 (Chapter 221)
- HB 303**, relative to life, accident, and health technicals. (Insurance)
New title: relative to life, accident, and health technicals and relative to minimum standards for claim review.
559, am 1062-1067, psd 1114, H nonconc, conf 1920, rep adop 2098, 2181, enr am 2217, enr 2236 (Chapter 276)
- HB 304-A**, relative to state acquisition of certain acreage in the Connecticut Lakes headwaters tract and making an appropriation therefor. (Finance)
697, Com 1814
- HB 305**, relative to time allowed for voting. (Internal Affairs)
227, psd 644, 661, enr 696 (Chapter 20)
- HB 310**, establishing a commission to study child support issues. (Public Affairs)
New title: establishing a commission to study child support and related child custody issues.
227, com changed to Judiciary 232, am 646-650, psd 661, H nonconc, conf 819-820, rep adop 2098-2099, 2181, enr am 2209, enr 2236 (Chapter 277)

- HB 311**, repealing the obligation to provide persons applying for a marriage license with a list of family planning services and with brochures on fetal alcohol syndrome and the human immunodeficiency virus. (Public Affairs)
668, LT 1087-1092, died on the table 2254
- HB 316-FN**, relative to insurance coverage for anesthesia for child dental care. (Insurance)
716, am 967-970, psd 1035, H nonconc, conf 1132, rep adop 2099-2100, 2181, enr 2236 (Chapter 278)
- HB 320**, relative to permitting additional contributions in the city of Manchester employees contributory retirement system. (Executive Departments and Administration)
566, am 735-737, psd 780, H conc 825, enr 1122 (Chapter 102)
- HB 321**, relative to ordinary and accidental death benefits in the city of Manchester employees contributory retirement system. (Executive Departments and Administration)
228, psd 576-577, 661, enr 696 (Chapter 16)
- HB 323**, relative to the task force on family law. (Judiciary)
558, am 1886-1887, psd 1931, H nonconc, conf 1944, rep adop 2100, 2181, enr 2235 (Chapter 257)
- HB 326**, relative to establishing a 6-year capital budget. (Capital Budget)
230, Com 1797
- HB 327**, establishing a committee to study the use of state vehicles. (Transportation)
228, LT 687, died on the table 2254
- HB 332-FN**, relative to the use of prerecorded telephone messages by candidates and political committees. (Interstate Cooperation)
668, am 744-745, psd 781, H nonconc, conf 1920-1921, rep adop 2100-2101, 2181, enr 2235 (Chapter 258)
- HB 336-Local**, relative to the development and adoption of the school administrative unit budget. (Education)
228, LT 1057-1059, am 1900-1901, psd 1931, H nonconc, conf 1948, rep adop 2102, 2181, enr am 2226-2227, enr 2236 (Chapter 279)
- HB 343**, establishing a boundary commission to determine the boundary between New Hampshire and Maine. (Interstate Cooperation)
228, am 745, psd 781, H conc 826, enr 1122 (Chapter 103)
- HB 356-FN**, relative to including medical benefits costs in the purchase of creditable service in the retirement system. (Insurance)
230, Finance 677, psd 961, 1035, enr 1121 (Chapter 124)
- HB 357-FN**, relative to child support insurance settlement intercept. (Judiciary)
668, am & Finance 1009-1010, am, rules suspended, & psd 1803-1804, H nonconc, conf 1932, rep adop 2102-2103, 2181, enr am 2218, enr 2236 (Chapter 280)
- HB 358-FN-L**, relative to recount fees in local elections. (Internal Affairs)
230, psd 681-682, 692, enr 724 (Chapter 34)
- HB 360-FN-A-LOCAL**, establishing a civil legal services fund consisting of court filing fee surcharges for the purpose of establishing and operating a New Hampshire Legal Assistance office in Nashua and relative to a New Hampshire Legal Assistance pilot project on serving the near-poor. (Public Affairs)
668, K (RC) 1020-1022
- HB 361-L**, permitting municipalities to form regional water districts. (Environment)
128, LT 572-574, am 635-636, psd 661, H nonconc, conf 820, rep adop 2103-2104, 2181, enr 2236 (Chapter 281)
- HB 364-FN**, relative to the use of automatic telephone dialing systems for political advocacy. (Internal Affairs)
668, LT 977, died on the table 2254
- HB 368**, making technical corrections to the statutory list of dedicated funds. (Executive Departments and Administration)
559, psd 737, 781, enr am 1913-1914, enr 1954 (Chapter 174)
- HB 379**, relative to penalties for OHRV violations by underage operators. (Transportation)
230, rcmt 707-708, am 756, psd 781, H conc 826, enr 1122 (Chapter 104)

- HB 384**, relative to financial affidavits in domestic relations cases. (Judiciary)
668, Com 1887
- HB 387-FN**, allowing free admission to the state park system for certain members of the New Hampshire national guard. (Wildlife and Recreation)
New title: allowing free day-use admission to the state park system for certain active and retired members of the New Hampshire national guard.
230, am & Finance 688-690, am 961-962, psd 1035, H nonconc, conf 1132, rep adop 2105, 2182, enr am 2227, enr 2236 (Chapter 282)
- HB 389**, relative to victim impact statements and deleting the prohibition on funding certain positions in the office of victim/witness assistance with funds from the victims' assistance fund. (Executive Departments and Administration)
New title: relative to victim impact statements.
668, Finance 789, am, rules suspended, & psd 1804-1805, H nonconc, conf 1934-1935, rep adop 2105-2106, 2182, enr 2235 (Chapter 259)
- HB 393**, extending the reporting dates for certain study committees. (Public Institutions, Health and Human Services)
New title: extending the reporting date for the commission to study the relationship between public health and the environment.
444, LT 755, am 1113, psd 1114, H conc 1911, enr 2179 (Chapter 196)
- HB 394**, relative to incompatible offices. (Internal Affairs)
559, psd 743, 781, enr 827 (Chapter 84)
- HB 402**, relative to child passenger restraints. (Transportation)
668, am (RC) 756-762, psd 781, H conc 826, enr 827 (Chapter 55)
- HB 404**, relative to common trust funds. (Banks)
716, psd 862-863, 1035, enr 1121 (Chapter 125)
- HB 410**, relative to disclosure of information for purposes of background investigations by criminal justice agencies of applicants for police, corrections, and security employment. (Executive Departments and Administration)
668, K 950
- HB 413-LOCAL**, relative to certain appeals proceedings when the taxpayer prevails. (Public Affairs)
563, psd 1022-1023, 1035, enr 1121 (Chapter 133)
- HB 415**, raising the age of the speedy trial requirement from 13 years of age to 16 years of age in sexual assault cases involving minors and relative to the exclusive authority of the state over the regulation of firearms, ammunition, and components thereof. (Judiciary)
668, am (RC) 1887-1889, psd 1931, H nonconc, conf 1944-1945, rep adop (RC) 2106-2108, 2182, enr 2237 (Chapter 283)
- HB 418**, relative to annulment of arrest records for defendants whose cases result in acquittal, dismissal, or failure to prosecute. (Judiciary)
563, am 705-706, psd 715, H nonconc, conf 820-821 (no report filed)
- HB 419**, establishing a committee to study issues related to the management of railroads operating with leases on state property. (Transportation)
228, LT 809-810, 1112, died on the table 2254
- HB 420**, relative to state-owned trails and parking lots in the town of Windham. (Wildlife and Recreation)
563, am 1068-1069, psd 1114, H nonconc, conf 1921, rep adop (RC) 2108-2110, 2182, enr 2235 (Chapter 260)
- HB 423**, relative to safe deposit boxes. (Banks)
563, psd 728, 781, enr 827 (Chapter 85)
- HB 424**, relative to a net asset qualification for the elderly property tax exemption, and clarifying certain references in property tax exemptions. (Ways and Means)
563, LT 1895, died on the table 2254
- HB 431**, eliminating application of the rule against perpetuities to instruments that contain safeguards relative to the continued alienability of property. (Public Affairs)
716, psd 1092-1093, 1114, enr 1953 (Chapter 143)

- HB 434-L**, relative to junkyards and motor vehicle recycling yards. (Transportation)
231, am 708, psd 715, H conc 826, enr 1122 (Chapter 118)
- HB 435**, relative to certificates of registration upon transfer of a vehicle. (Transportation)
228, psd 709, 715, enr 724 (Chapter 48)
- HB 436**, relative to the acquisition of Connecticut Valley Electric Company and electric utility restructuring. (Energy and Economic Development)
New title: relative to the acquisition of Connecticut Valley Electric Company and electric utility restructuring and relative to the real estate and personal property tax exemption.
228, am 673-674, psd 692, H conc 784, enr 828 (Chapter 56)
- HB 446**, relative to building permits. (Energy and Economic Development)
563, psd 941, 1035, enr 1121 (Chapter 134)
- HB 447**, limiting retroactive child support awards under the uniform act on paternity. (Judiciary)
563, psd 1889-1890, 1931, enr 2179 (Chapter 197)
- HB 455**, relative to residency requirements for disabled persons applying for a tax deferral of property taxes. (Ways and Means)
564, LT 1895, died on the table 2254
- HB 460-FN**, relative to property and casualty insurance. (Insurance)
564, Finance 793, psd 1061, 1114, enr 1953 (Chapter 144)
- HB 461**, establishing a commission to study financial exploitation of the elderly and persons with disabilities. (Public Affairs)
566, LT 753, am 1899-1900, psd 1931, H nonconc, conf 1940, rep adop 2110, 2182, enr 2199 (Chapter 227)
- HB 464-FN**, establishing a criminal penalty for facilitating a drug or underage alcohol house party. (Judiciary)
669, Com 801
- HB 466**, relative to the adoption procedure for property tax exemptions and credits. (Ways and Means)
564, LT 1895, died on the table 2254
- HB 467**, allowing towns or cities to increase the property tax credit for service-connected total disability, and relative to the date for filing for exemptions and tax credits. (Ways and Means)
564, LT 1896, died on the table 2255
- HB 468**, relative to enforcement of the labor protection statutes. (Insurance)
564, K 1868
- HB 469**, relative to areas of the state for hunting by crossbow. (Wildlife and Recreation)
231, psd 658-659, 662, enr am 665, enr 725 (Chapter 35)
- HB 470**, relative to health insurance providers. (Insurance)
564, am 1868-1870, psd 1931, H nonconc, conf 1940-1941, rep adop 2111-2113, 2182, enr 2237 (Chapter 284)
- HB 477**, establishing certain speed limits. (Transportation)
228, LT 709, am 740-741, psd 781, H conc 826, enr 1122 (Chapter 105)
- HB 481**, establishing a committee to study the pricing of milk products. (Wildlife and Recreation)
564, am & LT 712-714, am 746-747, psd 781, H nonconc, conf 1045-1046, rep adop 2113, 2182, enr 2199 (Chapter 228)
- HB 485**, relative to the membership on the invasive species committee. (Wildlife and Recreation)
228, psd 690, 692, enr 724 (Chapter 36)
- HB 486**, relative to access to child support enforcement records. (Judiciary)
564, psd 1890, 1931, enr 2179 (Chapter 198)
- HB 487**, relative to protective custody of a person impaired by drugs. (Judiciary)
566, K 752-753
- HB 495**, relative to unauthorized access to a wireless computer network. (Judiciary)
564, LT 1890, died on the table 2255

- HB 497**, relative to inactive status licenses. (Transportation)
228, psd 762-763, 781, enr 827 (Chapter 86)
- HB 498**, relative to 20-day vehicle registrations. (Transportation)
228, psd 657, 662, enr 696 (Chapter 17)
- HB 499**, expanding opportunities for teacher certification. (Education)
228, Com 1059
- HB 502**, establishing a committee to study options for reducing the impact of exhaust emissions from diesel engines in New Hampshire. (Environment)
228, am 468, psd 556, H conc 692, enr 696 (Chapter 18)
- HB 506**, relative to health club membership initiation fees and renewal practices. (Public Affairs)
564, psd 753-754, 781, enr 827 (Chapter 87)
- HB 507**, relative to certain statutes that set minimum requirements for employee benefit plan procedures pertaining to the filing of benefit claims, notification of benefit determinations, and appeal of adverse benefit determinations. (Insurance)
564, psd 1067-1068, 1114, enr am 1914-1915, enr 1954 (Chapter 175)
- HB 509**, relative to access to motor vehicle records. (Transportation)
564, am 1890-1891, psd 1931, H nonconc, conf 1945, rep adop 2113-2114, 2182, enr 2235 (Chapter 261)
- HB 515**, excluding certain agreements between fish and game licensees and landowners from the right-to-know law. (Wildlife and Recreation)
669, psd 769, 781, enr 827 (Chapter 91)
- HB 517-LOCAL**, relative to Keene Road and Main Street in the town of Hillsborough. (Transportation)
New title: relative to the classification of certain roads in the town of Hillsborough and transferring ownership of any residual interest in a certain parcel of property from the state to the city of Keene.
83, am 213-214, psd 222, H conc 231, enr am 255-256, enr 306 (Chapter 2)
- HB 519-FN-A**, relative to the conservation number plate trust fund. (Ways and Means)
698, psd 1029, 1035, enr 1121 (Chapter 126)
- HB 521-FN**, relative to requiring treatment for persons convicted of DWI offenses. (Judiciary)
558, Finance 753, am 962-963, psd 1035, H conc 1911, enr am 2191, enr 2199 (Chapter 243)
- HB 524-FN**, relative to the annulment of certain domestic violence offenses. (Judiciary)
560, am 801-802, psd 821, rej H conf req 1136
- HB 528**, establishing a commission to study computer standards used in public schools in New Hampshire. (Education)
559, LT 1059, died on the table 2255
- HB 529**, relative to the New Hampshire seed law. (Wildlife and Recreation)
564, psd 769, 781, enr am 824, enr 1122 (Chapter 106)
- HB 531**, relative to off-site improvements imposed on applicants to a planning board. (Transportation)
559, K (2 RCs) 810-816
- HB 533**, relative to health carrier disclosure for medical child support enforcement. (Public Institutions, Health and Human Services)
231, Finance 755, psd 963, 1035, enr am 1118, enr 1953 (Chapter 145)
- HB 543**, relative to increasing the membership of the board of accountancy and relative to appeals of board decisions. (Executive Departments and Administration)
562, am & Finance 737-738, psd 964, 1035, H nonconc, conf 1133, rep adop 2114, 2182, enr 2237 (Chapter 285)
- HB 546**, relative to uniform prescription drug information cards. (Insurance)
560, am 1870-1871, psd 1931, H nonconc, conf 1941, rep adop 2115, 2182, enr am 2218-2219, enr 2237 (Chapter 286)

- HB 547**, relative to the duties of the oversight committee on telecommunications and relative to the membership of the Mount Washington Commission. (Energy and Economic Development)
562, K 941
- HB 558**, relative to financial reports on bingo and lucky 7 operations. (Ways and Means)
562, am 1896-1897, psd 1931, H nonconc, conf 1947, rep adop 2115, 2182, enr 2235 (Chapter 262)
- HB 560**, relative to penalties for operating an aircraft while under the influence of alcohol or drugs and making a technical correction. (Transportation)
New title: relative to penalties for operating an aircraft while under the influence of alcohol or drugs, relative to fees related to aircraft, and making a technical correction.
228, am 763-765, psd 781, H conc 1117, enr 1953 (Chapter 146)
- HB 561**, repealing the Uniform Aircraft Financial Responsibility Act. (Transportation)
228, psd 765, 781, enr 827 (Chapter 88)
- HB 562**, relative to an additional duty of the air pollution advisory committee. (Energy and Economic Development)
562, K 941
- HB 564-FN**, relative to access to information in proceedings of the judicial conduct commission. (Executive Departments and Administration)
716, am 789-790, psd 821, H conc 1117, enr 1953 (Chapter 147)
- HB 565-FN-A**, establishing a commission to implement the Hampton Beach Master Plan. (Energy and Economic Development)
698, psd 941-942, 1035, enr am 1118, enr 1954 (Chapter 176)
- HB 568-LOCAL**, relative to legal residency for the purpose of public school education. (Education)
562, am 1059-1061, psd 1114, H conc 1911, enr 2179 (Chapter 222)
- HB 571-FN-L**, relative to Old Newport Road and the end of Main Street in the town of Marlow. (Transportation)
228, Finance 657, psd 964, 1035, enr 1123 (Chapter 107)
- HB 577-FN-A-L**, relative to implementing the Help America Vote Act of 2002 and relative to rulemaking by the secretary of state. (Internal Affairs)
First new title: relative to implementing the Help America Vote Act of 2002 and relative to use of government property for electioneering.
Second new title: relative to implementing the Help America Vote Act of 2002.
698, am & Finance 977-980, am, rules suspended, & psd 1805-1807, H nonconc, conf 1932-1933, 1956, rep adop 2115-2117, 2182, enr am 2227-2228, enr 2236 (Chapter 266)
- HB 578-FN-A**, establishing a program for self-certification by small quantity hazardous waste generators and making an appropriation therefor. (Environment)
698, Finance 730, psd 964, 1035, enr am 1118-1119, enr 1953 (Chapter 148)
- HB 590-FN**, relative to highway fund budget reporting requirements. (Ways and Means)
698, am 1029-1031, psd 1035, H nonconc, conf 1133, rep adop 2117-2118, 2182, enr 2235 (Chapter 263)
- HB 591-FN**, allowing a certain former state employee to apply for accidental disability benefits. (Insurance)
231, Finance 793-794, psd 1061, 1114, enr 1953 (Chapter 171)
- HB 593-FN-LOCAL**, relative to solid waste facilities in small towns. (Environment)
669, am 730-731, psd 781, H conc 826, enr am 1037, enr 1123 (Chapter 108)
- HB 596-FN**, relative to health plan loss information. (Insurance)
562, rcmt 741-742, psd 970, 1035, enr 1121 (Chapter 127)
- HB 598-FN-A**, relative to the agriculture nutrient management program and making an appropriation therefor. (Environment)
New title: relative to the agricultural nutrient management program and making an appropriation therefor.
559, am & Finance 701-702, psd 964, 1035, H conc 1911, enr am 2191, enr 2199 (Chapter 229)

- HB 601**, relative to the long-term care insurance act. (Insurance)
562, psd 1068, 1114, enr am 1915-1916, enr 1956 (Chapter 180)
- HB 605-FN**, relative to prohibited election day activity. (Internal Affairs)
New title: relative to prohibited election day activity and relative to electioneering by public employees.
562, am 980-983, psd 1035, H conc 1117, enr 1953 (Chapter 172)
- HB 606**, establishing a right-to-know study commission. (Internal Affairs)
New title: establishing a right-to-know study commission and relative to meetings open to the public.
559, am (2 RCs), recon & psd (RC) 983-996, 1035, H nonconc, conf 1921-1922, 1956, rep adop (RC) 2118-2120, 2182, enr am 2228-2229, enr 2236 (Chapter 287)
- HB 608-FN-L**, reducing the education property tax rate and relative to the calculation of adequate education grants. (Education)
698, remarks 893, am & Finance (5 RCs) 903-931, am (RC), rules suspended, & psd 1814-1829, H nonconc, conf 1938, 1955, rep adop (RC) 2051-2072, 2182, enr am 2207-2209, enr 2234 (Chapter 241)
- HB 615-FN**, relative to the requirements for registration of sexual offenders. (Judiciary)
New title: relative to the requirements for registration of sexual offenders and relative to certain acts of sexual assault.
562, am & Finance 1010-1015, psd, rules suspended, & psd 1807, H nonconc, conf 1936, rep adop 2120-2122, 2182, enr am 2219-2220, enr 2237 (Chapter 316)
- HB 616-FN-L**, relative to the Hampton real estate trust fund. (Energy and Economic Development)
559, psd 701, 715, enr 724 (Chapter 53)
- HB 617-FN**, relative to the licensure of dentists and regulation by the board of dental examiners. (Executive Departments and Administration)
562, am & Finance 738-739, psd 964, 1035, H conc 1117, enr 1953 (Chapter 149)
- HB 619-FN-A**, expanding opportunities for dropout prevention and dropout recovery. (Education)
698, am (RC) & Finance 785-787, am, rules suspended, & psd 1807-1808, H nonconc, conf 1928, rep adop 2122-2123, 2182, enr am 2220, enr 2237 (Chapter 288)
- HB 620-FN**, providing a right to counsel for indigent parents and other protections in cases involving the guardianship of minors. (Judiciary)
562, Com 802-803
- HB 621-FN-A-L**, establishing an early childhood literacy program. (Education)
New title: extending the Parents as Teachers program in Sullivan county and making an appropriation therefor.
698, am & Finance 931-934, psd, rules suspended, & psd 1808, H nonconc, conf 1933, rep adop 2123, 2182, enr 2237 (Chapter 317)
- HB 627-FN**, relative to domicile for voting purposes and penalties for voter fraud. (Internal Affairs)
New title: relative to domicile for voting purposes, penalties for voter fraud, and access to preserved ballots.
669, am (RC) 996-1001, psd 1035, H nonconc, conf 1922, 1956, rep adop (RC) 2123-2139, 2182, enr am 2220-2221, enr 2237 (Chapter 289)
- HB 630-FN**, relative to enhanced penalties for assault on law enforcement officers, firefighters, emergency medical care providers, and national guard members. (Judiciary)
562, Com 803
- HB 633-FN**, establishing the interstate compact for adult offender supervision. (Interstate Cooperation)
558, Finance 798, psd, rules suspended, & psd 1808-1809, enr am 2192-2193, enr 2199 (Chapter 230)
- HB 638-FN**, increasing the oil import license fee, changing the rate of interest assessed on overdue oil import fees, and repealing underground storage facility permit fees. (Transportation)
716, LT 1029, died on the table 2255

- HB 639-FN-LOCAL**, relative to receiving legislative body approval though warrant articles before a municipality may continue a program initiated under a grant. (Internal Affairs)
670, psd 794-795, 821, enr 1122 (Chapter 109)
- HB 646-FN**, relative to liquor licenses and fees. (Executive Departments and Administration)
670, am & Finance 950-957, psd, rules suspended, & psd 1809, H conc 1911, enr am 2188-2189, enr 2199 (Chapter 231)
- HB 654-FN**, relative to criminal liability for the destruction or disconnection of a smoke detector by a tenant in a rental dwelling. (Public Affairs)
670, am 1023-1024, psd 1035, H nonconc, conf 1133-1134, rep adop 2139-2140, 2182, enr 2237 (Chapter 290)
- HB 658-FN**, relative to impersonation of candidates. (Internal Affairs)
231, psd 743, 781, enr 827 (Chapter 93)
- HB 659-FN**, relative to penalties for failure to obey a subpoena or summons. (Judiciary)
670, Finance 753, psd 965, 1035, enr 1121 (Chapter 128)
- HB 661-FN-LOCAL**, relative to Westport Village Road in the town of Swanze. (Transportation)
670, psd 766, 781, enr 827 (Chapter 89)
- HB 663-FN-A-L**, relative to county and state funding of long-term care medicaid programs. (Public Institutions, Health and Human Services)
New title: relative to county and state funding of long-term care medicaid programs and relative to transferring state information technology management to the governor's office of information technology.
698, Finance 804-806, am, rules suspended, & psd 1829-1840, H nonconc, conf 1928-1929, rep adop 2072-2074, 2182, enr am 2187-2188, enr 2198 (Chapter 223)
- HB 669-FN**, relative to dental insurance benefits and eligibility for medical benefits for retired state employees. (Insurance)
New title: relative to eligibility for medical benefits for retired state employees.
231, Finance (RC) 677-681, am, rules suspended, & psd 1809-1810, H nonconc, conf 1941-1942, rep adop 2140, 2182, enr am 2228, enr 2236 (Chapter 291)
- HB 670-FN**, establishing a procedure for release by a state agency of statistical information for research purposes. (Internal Affairs)
New title: establishing a procedure for release by a state agency of statistical information for research purposes and relative to health care data.
670, am 1001-1004, psd 1035, H nonconc, conf 1134, rep adop 2141, 2182, enr am 2221-2222, enr 2237 (Chapter 292)
- HB 671-FN-A**, establishing a contributory defined benefit judicial retirement plan. (Insurance)
695, Finance 970-974, am, rules suspended, & psd 1854-1857, H nonconc, conf 1942, rep adop 2141, 2182, enr am 2222, enr 2237 (Chapter 311)
- HB 674-FN**, relative to legal representation for indigent parties and notification requirements under the Child Protection Act. (Judiciary)
New title: relative to notification requirements under the Child Protection Act.
562, am 1015-1016, psd 1035, H conc 1911, enr 2179 (Chapter 199)
- HB 676-FN**, relative to lake level investigations. (Environment)
562, LT 702, died on the table 2255
- HB 677-FN**, increasing the number of reserved student slots in medical programs, and establishing a loan forgiveness program for physicians who practice in underserved areas, and making an appropriation therefor. (Public Institutions, Health and Human Services)
New title: increasing the number of reserved student slots in medical programs, establishing a reduction of medical indebtedness program for physicians who practice in underserved areas, and making an appropriation therefor.
698, am & Finance 1027-1028, psd, rules suspended, & psd 1810-1811, H conc 1912, enr am 2193, enr 2199 (Chapter 232)

- HB 678-FN**, relative to penalties for operation of OHRVs after suspension of driving privileges for certain motor vehicle offenses. (Wildlife and Recreation)
228, psd 659, 662, enr 696 (Chapter 23)
- HB 680-FN**, establishing a committee to study service contracts and repealing the law regarding legal services insurance. (Judiciary)
New title: establishing a committee to study service contracts and relative to pre-paid legal services contracts.
561, am 1016-1019, psd 1036, H nonconc, conf 1134-1135, rep adop 2141-2142, 2183, enr 2237 (Chapter 293)
- HB 684-FN**, relative to the insurance rating law. (Insurance)
717, psd 974, 1036, enr am 1119-1120, enr 1953 (Chapter 150)
- HB 690-FN**, relative to agricultural crop damage. (Wildlife and Recreation)
First new title: relative to agricultural crop damage and relative to agricultural liming materials.
Second new title: relative to agricultural vandalism and relative to agricultural liming materials.
562, LT 770, am 806-808, psd 821, H conc 1117, enr am 1949-1950, enr 1956 (Chapter 181)
- HB 693-FN**, relative to the jurisdiction and constitution of the ballot law commission. (Internal Affairs)
559, am (RC) 1004-1007, psd 1036, H conc 1117, enr 1953 (Chapter 151)
- HB 694-FN**, relative to tobacco product manufacturers not entering master settlement agreements. (Ways and Means)
New title: relative to tobacco product manufacturers not entering master settlement agreements and changing the tax on tobacco products other than cigarettes.
562, am 1031-1033, psd 1036, H conc 1117, enr 1953 (Chapter 152)
- HB 699-FN**, relative to abandoned vehicles. (Transportation)
560, am 766, psd 781, H conc 826, enr 1122 (Chapter 119)
- HB 702-FN**, relative to payment of medical benefits costs for disabled group II members of the retirement system. (Insurance)
698, am 974-975, psd 1036, H nonconc, conf 1922-1923, rep adop 2142, 2183, enr 2237 (Chapter 294)
- HB 703-FN**, permitting free admission to the state park system for disabled veterans. (Wildlife and Recreation)
New title: permitting free day-use admission to the state park system for disabled veterans.
231, am & Finance 690-692, psd 965, 1036, H conc 1117, enr 1953 (Chapter 153)
- HB 705**, establishing a committee to study the application of the communications services tax to the provision of Internet services and relative to the rate of the communications services tax and the property tax exemption for wooden poles and conduits. (Energy and Economic Development)
New title: establishing a committee to study the application of the communications services tax and continuing the property tax exemption for wooden poles and conduits.
698, Finance 942-943, am, rules suspended, & psd 1840-1854, H nonconc, conf 1942-1943, rep adop 2142-2143, 2183, enr 2235 (Chapter 270)
- HB 709-FN**, relative to nursing homes in receivership. (Public Institutions, Health and Human Services)
New title: relative to nursing homes and other residential care facilities in receivership.
669, LT 1094-1101, am 1901-1902, psd 1931, H nonconc, conf 1948, rep adop 2143, 2183, enr 2235 (Chapter 264)
- HB 711-FN**, relative to the regulation of retail installment sales of motor vehicles. (Transportation)
670, am 767, psd 781, H conc 826, enr am 1038, enr 1121 (Chapter 129)
- HB 717-FN-L**, relative to targeted aid to education. (Education)
698, K, recon, & K (2 RCs) 934-937

- HB 718-FN**, relative to endangering the welfare of a minor and relative to criminal responsibility for the commission of certain acts. (Judiciary)
New title: relative to judicial proceedings for crimes committed by a minor which are not charged until after the minor reaches the age of majority and relative to the statute of limitations in cases involving destruction or falsification of evidence, witness tampering, or other unlawful conduct.
 670, am 1019-1020, psd 1036, H nonconc, conf 1135, rep adop 2143-2144, 2183, enr 2235 (Chapter 265)
- HB 719-FN-A**, relative to the duties, function, and operation of the Pease development authority. (Executive Departments and Administration)
 698, am 957-959, psd 1036, H conc 1912, enr am 2193-2194, enr 2200 (Chapter 242)
- HB 720-FN-L**, extending the kindergarten aid program. (Finance)
 559, LT 1811, died on the table 2255
- HB 724-FN-L**, extending the effective date of the Skyhaven airport transfer plan. (Transportation)
New title: extending the effective date of the Skyhaven airport transfer plan and the period for completing work under the wetlands permit.
 698, am & Finance 817-818, psd, rules suspended, & psd 1811-1812, H conc 1912, enr 2179, H override veto & veto overridden (RC) 2251-2252 (Chapter 320)
- HB 725**, relative to fraternal benefit societies. (Insurance)
 670, psd 1068, 1114, enr am 1950-1951, enr 1956 (Chapter 182)
- HB 728-FN-A**, establishing a dedicated fund for organic certification inspections. (Environment)
 698, Finance 731-732, psd 965, 1036, enr am 1916-1917, enr 1954 (Chapter 177)
- HB 732-FN**, relative to fines for forestry law violations, and deceptive forestry business practices. (Energy and Economic Development)
New title: relative to fines for forestry law violations, relative to deceptive forestry business practices, establishing a commission to study setback requirements for land application of septage, biosolids, and short paper fibers, and extending the temporary use of septage, biosolids, and short paper fiber by certain persons.
 231, am 674-676, psd 692, H conc 699, enr am 722-723, enr 724 (Chapter 43)
- HB 733-FN**, relative to drivers' licenses held by members of the national guard or military reserve. (Finance)
 231, am, rules suspended, & psd 1857-1858, H nonconc, conf 1929, rep adop 2144-2145, 2183 (unable to agree)
- HB 735-FN**, relative to prescription drugs and medicaid best practices. (Public Institutions, Health and Human Services)
 698, LT 1028, died on the table 2255
- HB 737-FN-A**, relative to the state conservation committee and making an appropriation therefor. (Environment)
New Title: relative to the state conservation committee.
 698, Finance 787, am 1061-1062, psd 1114, H conc 1912, enr 2180, H sustained veto 2252-2253
- HB 738-FN-A-L**, permitting aid to public water systems to be used for forming or improving regional water systems and making an appropriation therefor. (Environment)
 695, Finance 787-788, psd 1062, 1114, enr am 1917-1918, enr 1954 (Chapter 178)
- HB 745**, relative to voters presenting identification to obtain a ballot. (Internal Affairs)
 231, K 743
- HB 748**, making changes to the laws governing off highway recreational vehicles and the multi-use statewide trail system. (Wildlife and Recreation)
New title: making changes to the laws governing off highway recreational vehicles and the multi-use state-wide trail system and allowing the department of safety to suspend or revoke a motor vehicle drivers' license for causing certain serious damage to property.
 561, am 1897-1899, psd 1931, H nonconc, conf 1947-1948, rep adop (RC) 2145-2151, enr 2237 (Chapter 295)
- HB 749**, relative to the description in a criminal complaint of the party accused. (Judiciary)
 670, Com 1890

- HB 751-FN-L**, implementing an alternative school building aid grant formula, establishing size and cost standards for the construction of new school facilities, and permitting high school vocational technical education programs which lease space to be eligible for school building aid grants. (Education)
695, am & Finance 937-938, psd, rules suspended, & psd 1858-1859, H nonconc, conf 1935, rep adop 2151, 2183, enr 2237 (Chapter 296)
- HB 752**, relative to the distribution of business tax revenues to the education trust fund. (Ways and Means)
559, K 1897
- HB 753**, establishing the fourth Monday in April as General John Stark Day. (Public Affairs)
669, psd 1093-1094, 1114, enr am 1918, enr 1956 (Chapter 183)
- HB 758-FN**, relative to the criteria for medicaid eligibility. (Public Affairs)
669, psd 1024, 1036, enr am 1120, enr 1953 (Chapter 154)
- HB 763-FN**, requiring parental notification before abortions may be performed on unemancipated minors. (Judiciary)
723, am (6 RCs) 830-862, psd 1036, H conc 1117, enr am 1918-1919, enr 1955 (Chapter 173)
- HB 766**, relative to the information required for a license to carry a pistol or revolver. (Wildlife and Recreation)
558, psd 770-771, 781, enr 827 (Chapter 90)
- HB 768**, establishing a committee to study the flow in the Connecticut River and the effect of the flow on water levels in Lake Francis and the Connecticut Lakes, and to study the use of certain state-owned property along the Baker River.
New title: establishing a committee to study the flow in the Connecticut River and the effect of the flow on water levels in Lake Francis and the Connecticut Lakes.
671, am 771-772, psd 781, H nonconc, conf 1046, rep adop 2152, 2183, enr 2200 (Chapter 233)
- HB 769**, relative to the lighting of certain advertising devices along highways. (Transportation)
231, K 687-688
- HB 770-FN-A**, establishing a committee to study using tax policy to create incentives to encourage employers to hire disabled persons. (Insurance)
559, am 742-743, psd 781, H conc 826, enr 1122 (Chapter 110)
- HB 773**, establishing a committee to study a tuition tax credit program. (Ways and Means)
560, am (RC), rules suspended, & psd 1136-1143, H nonconc, conf 1929-1930, rep adop 2153, 2183 (unable to agree)
- HB 776**, relative to emergency medical care for pregnant women. (Insurance)
671, LT 1871-1873, died on the table 2255
- HB 778-LOCAL**, relative to the city of Manchester school district. (Public Affairs)
561, psd 1024-1025, 1036, enr 1121 (Chapter 130)
- HB 786-FN-L**, relative to the participation of the state and its political subdivisions in the federal No Child Left Behind Act of 2001. (Education)
717, am & LT 938-939, died on the table 2255
- HB 787-FN-A**, relative to forest products promotion, establishing a forest products utilization charge, and requiring the department of resources and economic development to convene a task force. (Energy & Economic Development)
717, Finance 943-944, am, rules suspended, & psd 1859-1863, H nonconc, conf 1930 (no report filed)
- HB 788-FN-A**, transferring the duties of the health services planning and review board. (Insurance)
717, K 975-977
- HB 791-FN-A**, establishing a rest area and state liquor store retail opportunities commission. (Executive Departments and Administration)
231, K 739

- HB 796-FN-LOCAL**, relative to the taxation of manufactured housing. (Public Affairs)
New title: relative to the taxation of manufactured housing and relative to notice required prior to the sale of a recreational campground.
 671, am & Finance 1025-1026, psd, rules suspended, & psd 1812, H nonconc, conf 1949, rep adop 2153-2154, 2183, enr am 2222-2223, enr 2237, H sustained veto 2252-2253
- HB 798**, relative to gifts by fiduciaries. (Banks)
 671, am 863-868, psd 1036, H nonconc, conf 1135-1136, rep adop 2154, 2183, enr am 2223, enr 2237 (Chapter 312)
- HB 802-FN-A**, encouraging the department of transportation to retrofit a highway rest stop to be a solar powered facility. (Transportation)
 228, Finance 709, psd 965-966, 1036, enr 1123 (Chapter 111)
- HB 805**, establishing a consensus revenue estimating panel. (Ways and Means)
 560, am 1033-1034, psd 1036, H conc 1117, enr 1953 (Chapter 155)
- HB 806**, enabling municipalities to adopt a property tax exemption for deaf or severely hearing impaired persons. (Ways and Means)
 671, psd 1034, 1036, enr 1121 (Chapter 131)
- HB 807-FN**, increasing the filing fees for a fund raising counsel and a paid solicitor of a charitable trust. (Banks)
 671, psd 868, 1036, enr 1121 (Chapter 135)
- HB 808**, relative to proof of residency and resident tax payment for receiving resident fish and game licenses. (Wildlife and Recreation)
 671, psd 772, 781, enr am 823, enr 1122 (Chapter 112)
- HB 810-FN-A**, relative to processing excavating and dredging and terrain alteration permits, changing the fees for permits, establishing 2 new positions, and making an appropriation therefor. (Energy & Economic Development)
 696, Finance 944, psd, rules suspended, & psd 1812-1813, enr 2180 (Chapter 224)
- HB 811**, relative to limiting the liability of manufacturers, distributors, dealers, or importers of firearms or ammunition for damages resulting from misuse. (Wildlife and Recreation)
 669, am (RC) 772-780, psd 781, remarks 782, H nonconc, conf 1046-1047, rep adop 2155, 2183, enr 2235 (Chapter 267)
- HB 816**, making technical corrections to the securities laws. (Banks)
 671, psd 868-869, 1036, enr am 1120-1121, enr 1953 (Chapter 156)
- HB 817**, relative to the regulation of first and second mortgage brokers and mortgage servicers. (Banks)
 671, am 869-886, psd 1036, H nonconc, conf 1136, 1956, rep adop 2155-2156, 2183, enr am 2223-2225, enr 2237 (Chapter 313)
- HB 819**, relative to original and youth operators' licenses. (Transportation)
 231, LT 767-768, psd 1111-1112, 1114, enr 1953 (Chapter 170)
- HB 825**, establishing a committee to study methods of safely reducing the prison population in the state. (Executive Departments and Administration)
 671, am 959-960, psd 1036, H conc 1117, enr 1953 (Chapter 157)
- HB 828-FN-A-L**, establishing a committee to study the effect of alternative transportation on state revenues. (Transportation)
 231, K 768-769
- HB 829**, relative to ward boundaries in Manchester and Nashua to be used in state elections. (Internal Affairs)
 671, Com 1070
- HB 831**, establishing a New Hampshire end-of-life care study commission. (Public Institutions, Health and Human Services)
New Title: adding duties to the oversight committee on health and human services.
 231, am (RC) 682-686, psd 692, H conc 784, enr 828 (Chapter 78)
- HB 833-Local**, relative to Shaker Road and Bay Hill Road in the town of Northfield. (Transportation)
 228, psd 657-658, 662, enr 696 (Chapter 19)

HB 834-Local, relative to River Road and Nimble Hill Road in the town of Newington. (Transportation)
228, Finance 658, psd 966, 1036, enr 1123 (Chapter 113)

HOUSE JOINT RESOLUTION

HJR 3, making temporary appropriations for the expenses and encumbrances of the state of New Hampshire.
rules suspended (RC), intro, am (RC), rules suspended, psd, H conc, & enr 2200-2207 (Chapter 212)

HOUSE CONCURRENT RESOLUTIONS

HCR 1, endorsing the Canine Good Citizen Program. (Wildlife and Recreation)
128, adop 440-441, 442

HCR 3, calling on the President and the Congress to fully fund the federal government's share of special education services in public elementary and secondary schools in the United States under the Individuals with Disabilities Education Act. (Education)
445, am 729-730, adop 781, H conc 826

HCR 5, urging Congress to permit satellite television subscribers to select in-state broadcast signals. (Interstate Cooperation)
228, adop 745, 781

HCR 8, urging the United States Congress to improve the prescription drug program provided to veterans. (Public Affairs)
228, adop 540, 556, enr am 665

HCR 9, urging the President and the Joint Chiefs of Staff to abandon the Total Information Awareness Initiative. (Interstate Cooperation)
231, LT 1874, died on the table 2255

HCR 14, declaring the directives of the judicial branch in the Claremont cases that the legislative and executive branches define an "adequate education," adopt "standards of accountability," and "guarantee adequate funding" of a public education are not binding on the legislative and executive branches. (Internal Affairs)
717, K (3 RCs) 1070-1080

HCR 15, relative to relaxing air quality standards by the United States Environmental Protection Agency. (Energy and Economic Development)
671, am (RC) 944-948, adop 1036, H nonconc 1116

HCR 16, urging increased diplomacy to achieve a just, peaceful, and rapid resolution of the conflict between India and Pakistan relative to the state of Jammu and Kashmir. (Energy and Economic Development)
83, adop 87-88, 126, remarks 166

CONSTITUTIONAL AMENDMENT CONCURRENT RESOLUTION

CACR 14, relating to the funding of public education. Providing that the state shall fund an amount not less than 30 percent of the total average statewide expenditure for public education for kindergarten through grade 12 during the previous biennium and that the general court shall have the power to apportion this amount by statute; that the state shall assure the opportunity for an adequate public education for all pupils in the state in grades kindergarten through 12; and that no tax in any form on the value of real property shall be used to fund the state's obligation to cherish and support public education. (Peterson, Dist 11; J. Pratt, Ches 24: Education)
127, LT 466-467, died on the table 2253

TABLE OF REFERENCES FROM CHAPTER OF 2003 LAWS TO BILL NUMBER

Chapter	Bill	Chapter	Bill	Chapter	Bill
1	HB 171	52	HB 59	103	HB 343
2	HB 517	53	HB 616	104	HB 379
3	SB 14	54	SB 104	105	HB 477
4	HB 69	55	HB 402	106	HB 529
5	HB 76	56	HB 436	107	HB 571
6	HB 86	57	SB 39	108	HB 593
7	HB 91	58	SB 48	109	HB 639
8	HB 99	59	SB 52	110	HB 770
9	HB 128	60	SB 57	111	HB 802
10	HB 263	61	SB 66	112	HB 808
11	HB 233	62	SB 91	113	HB 834
12	HB 246	63	SB 129	114	SB 34
13	HB 260	64	SB 138	115	SB 53
14	HB 270	65	SB 165	116	SB 101
15	HB 271	66	SB 171	117	HB 225
16	HB 321	67	SB 173	118	HB 434
17	HB 498	68	SB 219	119	HB 699
18	HB 502	69	HB 212	120	SB 206
19	HB 833	70	HB 253	121	HB 131
20	HB 305	71	SB 56	122	HB 159
21	SB 170	72	SB 166	123	HB 160
22	HB 101	73	SB 190	124	HB 356
23	HB 678	74	SB 198	125	HB 404
24	HB 64	75	HB 77	126	HB 519
25	HB 151	76	HB 179	127	HB 596
26	HB 61	77	HB 244	128	HB 659
27	HB 120	78	HB 831	129	HB 711
28	HB 126	79	HB 153	130	HB 778
29	HB 181	80	HB 192	131	HB 806
30	HB 183	81	HB 208	132	HB 166
31	HB 186	82	HB 218	133	HB 413
32	HB 223	83	HB 269	134	HB 446
33	HB 277	84	HB 394	135	HB 807
34	HB 358	85	HB 423	136	SB 142
35	HB 469	86	HB 497	137	HB 66
36	HB 485	87	HB 506	138	HB 75
37	SB 24	88	HB 561	139	HB 82
38	SB 51	89	HB 661	140	HB 123
39	SB 68	90	HB 766	141	HB 214
40	HB 104	91	HB 515	142	HB 240
41	SB 26	92	HB 231	143	HB 431
42	HB 156	93	HB 658	144	HB 460
43	HB 732	94	SJR 1	145	HB 533
44	HB 132	95	SB 32	146	HB 560
45	HB 172	96	SB 36	147	HB 564
46	HB 182	97	SB 43	148	HB 578
47	HB 184	98	SB 79	149	HB 617
48	HB 435	99	SB 82	150	HB 684
49	SB 22	100	HB 211	151	HB 693
50	HB 92	101	HB 215	152	HB 694
51	HB 57	102	HB 320	153	HB 703

Chapter	Bill	Chapter	Bill	Chapter	Bill
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155	HB 805	211	SB 161	267	HB 811
156	HB 816	212	HJR 3	268	SB 134
157	HB 825	213	SB 73	269	SB 174
158	SB 40	214	SB 80	270	HB 705
159	SB 113	215	SB 85	271	SB 154
160	SB 116	216	SB 152	272	HB 79
161	SB 133	217	SB 162	273	HB 135
162	SB 135	218	SB 184	274	HB 242
163	SB 139	219	HB 178	275	HB 248
164	SB 177	220	HB 295	276	HB 303
165	SB 180	221	HB 302	277	HB 310
166	SB 181	222	HB 568	278	HB 316
167	SB 193	223	HB 663	279	HB 336
168	SB 221	224	HB 810	280	HB 357
169	SB 226	225	HB 81	281	HB 361
170	HB 819	226	HB 105	282	HB 387
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174	HB 368	230	HB 633	286	HB 546
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176	HB 565	232	HB 677	288	HB 619
177	HB 728	233	HB 768	289	HB 627
178	HB 738	234	SB 23	290	HB 654
179	SB 157	235	SB 69	291	HB 669
180	HB 601	236	SB 70	292	HB 670
181	HB 690	237	SB 130	293	HB 680
182	HB 725	238	SB 164	294	HB 702
183	HB 753	239	SB 197	295	HB 748
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185	SB 94	241	HB 608	297	SB 41
186	SB 114	242	HB 719	298	SB 44
187	SB 47	243	HB 521	299	SB 45
188	SB 110	244	SB 42	300	SB 60
189	HB 112	245	SB 62	301	SB 63
190	HB 205	246	SB 115	302	SB 87
191	HB 210	247	SB 120	303	SB 98
192	HB 245	248	SB 223	304	SB 121
193	HB 259	249	HB 173	305	SB 155
194	HB 281	250	HB 175	306	SB 229
195	HB 296	251	HB 195	307	SB 54
196	HB 393	252	HB 198	308	SB 72
197	HB 447	253	HB 204	309	SB 212
198	HB 486	254	HB 261	310	SB 227
199	HB 674	255	HB 287	311	HB 671
200	SB 16	256	HB 288	312	HB 798
201	SB 21	257	HB 323	313	HB 817
202	SB 46	258	HB 332	314	HB 139
203	SB 58	259	HB 389	315	HB 262
204	SB 76	260	HB 420	316	HB 615
205	SB 77	261	HB 509	317	HB 621
206	SB 86	262	HB 558	318	HB 3
207	SB 90	263	HB 590	319	HB 4
208	SB 119	264	HB 709	320	HB 724
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